

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA,  
NORTHERN DIVISION

JOHN CRAYTON,

Plaintiff,

v.

STATE OF ALABAMA  
DEPARTMENT OF AGRICULTURE &  
INDUSTRIES,

Defendant.

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Civil Action No: 2:07-CV-626

(LEAD CASE)

RETURNED AND FILED

JUN 23

CLERK  
U. S. DISTRICT COURT  
MIDDLE DIST. OF ALA.

**PLAINTIFF'S RESPONSE AND OBJECTION TO DEFENDANT'S  
MOTION FOR SUMMARY JUDGMENT**

**COMES NOW** the Plaintiff and files his amended Response and Objection to Defendant's Motion for Summary Judgment and hereby moves this Honorable Court to deny Defendant's Motion for Summary Judgment. As grounds therefore, the Plaintiff avers that there is a genuine issue of material fact and the Defendant is not due a Summary Judgment as a matter of law. In support of his response, Plaintiff relies on the applicable law, pleadings, affidavits and evidentiary materials attached hereto:

1. Exhibit "1" - Complaint
2. Exhibit "2" - Amended Complaint
3. Exhibit "3" - Second Complaint
4. Exhibit "4" - Motion to Dismiss
5. Exhibit "5" - Answer to Amended Complaint
6. Exhibit "6" - Plaintiff's Response to Motion Re: Consolidation
7. Exhibit "7" - Defendant's Response to Motion Re: Consolidation

8. Exhibit "8" - Order Consolidating Cases
9. Exhibit "9" - Plaintiff's Deposition
10. Exhibit "10" - Plaintiff's Affidavit
11. Exhibit "11" - 2002 Queries
12. Exhibit "12" - Letter of Reprimand
13. Exhibit "13" - 2003-2004 Queries
14. Exhibit "14" - Substitute Test Results
15. Exhibit "15" - Computer Generated Forms
16. Exhibit "16" - Results from Bragg Farms
17. Exhibit "17" - Shannon Burrton's Affidavit
18. Exhibit "18" - Zorn Complaint
19. Exhibit "19" - Rebuttal of Reprimand
20. Exhibit "20" - Defendant's Motion for Summary Judgment
21. Exhibit "21" - Memorandums on Server Problems
22. Exhibit "22" - October 4, 2004 Memo from Ron Sparks
23. Exhibit "23" - April 2, 2004 – Employer Get Together Memo
24. Exhibit "24" - Letter Addressing Report of Manipulated Files
25. Exhibit "25" - CD of A.S.E.A. Meeting
26. Exhibit "26" - Sparks' November 16, 2004 Letter
27. Exhibit "27" - Alabama Department of Agriculture and Industries  
Website Information
28. Exhibit "28" - 2006 Transfer
29. Exhibit "29" – Transfer of Plaintiff



30. Exhibit "30" – April 1, 2004 Evaluation

**WHEREFORE, THE PREMISES CONSIDERED**, Plaintiff respectfully request that this Honorable Court deny Defendant's Motion for Summary Judgment and allow this case to move forward.

Respectfully submitted on this the 23<sup>rd</sup> day of June 2008.

  
\_\_\_\_\_  
Juraldine Battle-Hodge (3072-G-61J)  
Attorney for Plaintiff

OF COUNSEL:  
**LAW OFFICE OF JURALDINE BATTLE-HODGE, P.C.**  
318 N. Decatur Street  
Montgomery, AL 36104  
Telephone: (334) 262-1177  
Facsimile: (334) 263-5569

**CERTIFICATE OF SERVICE**

I hereby certify that on the 23<sup>rd</sup> day of June 2008, the foregoing document was served upon the following counsels of record via electronic filing by placing a copy of the same in the U.S. Mail, First Class postage prepaid, addressed as follows:

Hon. Emily C. Marks  
Hon. E. Hamilton Wilson, Jr.  
BALL, BALL, MATTHEWS & NOVAK, P.A.  
2000 Interstate Park Drive, Suite 204  
Post Office Box 2148  
Montgomery, AL 36102-2148

  
\_\_\_\_\_  
Of Counsel

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

RECEIVED

2007 JUL -9 A 10:34

JOHN L. CRAYTON,

Plaintiff,

v.

ALABAMA DEPARTMENT OF  
AGRICULTURE & INDUSTRIES,

Defendant.

Case No. \_\_\_\_\_

JURY DEMAND

COMPLAINT

COMES NOW John L. Crayton (Plaintiff), and for his complaint against Alabama Department of Agriculture & Industries and its agents and representatives (Defendant) hereby complains as set forth herein below.

JURISDICTION

1. This Court has jurisdiction over the litigation herein pursuant to 28 U.S.C. Sections 1331 and 1343, 42 U.S.C., Section 2000e and Retaliation.
2. Plaintiff has fulfilled all conditions precedent to the institution of this action.

VENUE

3. Defendant is located and/or doing business within this judicial district (Middle District and the Northern Division of Alabama). This action is brought within the judicial district wherein the unlawful employment practices were committed, making venue proper under

Exhibit 1

42 U.S.C. Section 2000(e)-5(f) (3), 28 U.S.C. Section 1391(b) and Retaliation.

### **PARTIES**

4. Plaintiff John L. Crayton, hereinafter referred to as "Plaintiff," is an African-American male resident of the United States, residing in Montgomery County, Alabama. Plaintiff is a resident of this judicial district, and has been employed by Defendant at all times material hereto. Plaintiff is a member of the protected class for race within the meaning of Title VII. Plaintiff is also an employee of Defendant within the meaning of Title VII.
5. Defendant, Alabama Department of Agriculture & Industries, hereinafter referred to as "Department" is a state agency and is authorized to do business in the State of Alabama, and employs at least fifteen (15) persons and otherwise meets the jurisdictional prerequisites of Title VII.

### **NATURE OF THE CASE**

6. This is a lawsuit brought by Plaintiff seeking permanent relief from unlawful discriminating practices by Defendant. Plaintiff has been adversely affected by discrimination involving promotion, compensation, assignments, retaliation and other terms and conditions of employment as a result of Defendant failing to remedy systemic employment discrimination on the basis of race. The

practices committed and continuing to be committed by Defendant violate Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. Section 2000e, et seq. ("Title VII").

**FACTUAL BACKGROUND**

7. Plaintiff first began working for Defendant on or about May 19, 1976.
8. From January 2002 to July 2006, Plaintiff was constantly harassed and discriminated in every aspect of his duties as Seed Program Director by Ronnie Murphy, Lance Hester, Doug Rigney and Ron Sparks.
9. As the State Seed Program Director Plaintiff's job was to enforce the Truth in Labeling Law as it relates to the seed industry.
10. Plaintiff's regulatory and administrative duties were gradually being taken away and given to Agriculture Compliance in violation of State codes.
11. On or about April 2002, Ronnie Murphy met briefly with Plaintiff and the laboratory staff to inquire about the backlog of samples and why it was taking so long getting the test results to the clients. Mr. Murphy was informed that these problems were occurring, because of severe staff shortage due to attrition, and every request to hire needed staff being denied.
12. On or about May 2002, the three Seed Analyst and Plaintiff volunteered to work two to three hours after regular work hours to

catch up the backlog of samples, which took five months to accomplish. Plaintiff was not recognized for the tremendous and unselfish sacrifice.

13. On or about September 2002, Ronnie Murphy asked Donny Walker to query the Seed Program data base to further scrutinize Plaintiff's work, looking for faults and criticisms. Not only did the staff and Plaintiff keep up with the workload, the query revealed that they had established a record turn around time on the test results.
14. On or about April 30, 2003, Plaintiff applied for the position of Division Director, and was ranked number 4 out of 8. The two individuals ranked 2 and 3 did not have a master's degree, which Plaintiff did, or the years of experience that Plaintiff had. The position was awarded to Lester Hester. Mr. Hester was less qualified than Plaintiff. Plaintiff was discriminated against when he was denied this promotion based on his race.
15. On or about October 4, 2004, Plaintiff was summoned to the commissioner's office at about 3:45 p.m. Upon arrival, the secretary requested that Plaintiff have a seat because, Mr. Sparks wasn't ready to see him. After a fifteen to twenty minute wait, Plaintiff was finally ushered into the commissioner's office. Unaware of the purpose or reason for being summoned, Plaintiff was a bit startled as he entered the office and saw several people sitting around a conference table. In attendance were Ron Sparks, Doug Rigney,

Ronnie Murphy, Lance Hester, David Hooks, B.J. Russell and Dana Wallace. Mr. Sparks asked Plaintiff to take a seat and the commissioner informed Plaintiff that he was summoned to his office for the purpose of issuing him a letter of reprimand for failing to perform his job properly.

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their cars back. However, after persistent requests, George Parrish, black employee, was eventually given his vehicle back. Some of the similarly situated whites were Benny Hitch and Lance Hester. Plaintiff was discriminated against based on his race.

19. During June of 2006, Plaintiff complained to the Alabama State Employees Association (A.S.E.A.) that he, as well as other Blacks was being subjected to unlawful employment discrimination because of their race due to disparate treatment with cars, promotions and other matters.
20. Immediately after the Plaintiff complained to the A.S.E.A., the Defendant began retaliating against Plaintiff.
21. On or about June 29, 2006, Plaintiff returned from lunch and parked on the north side of the building next to the coliseum parking lot. As Plaintiff walked across the parking lot toward the covered walkway, Plaintiff noticed Jimmy Holley getting out of the passenger side of the Commissioner's vehicle. As Plaintiff approached the vehicle, Plaintiff noticed Mr. Sparks getting out of the driver's side. (This parking space is next to and to the right of the entrance to the covered walkway.) As Plaintiff walked pass the two gentlemen (within two feet) Plaintiff spoke, "How are you all doing? " They did not respond. Plaintiff proceeded toward the building. Approximately four to five paces beyond them, Plaintiff heard Mr. Sparks yell, but the voice tone and quality was not that of a salutation. As Plaintiff

continued up the walkway, Mr. Sparks said, "John, I said hi." Plaintiff stopped, turned around to face them as they were walking toward him. Plaintiff replied, "I spoke to you all, did you not hear me speak to you?" By that time Mr. Holley and Mr. Sparks had caught up to Plaintiff on the walkway. Mr. Sparks in a loud voice yelled, "I was just trying to be nice to you, I don't understand why you are so rude and hateful toward me." Plaintiff's reply to him was, "commissioner, I spoke to you and you spoke to me, so let's just let it be at that."

22. At that point, Plaintiff was still a step or two ahead of the two of them, and near the door to the lobby of the auditorium. As Plaintiff opened the door and stepped inside, Mr. Sparks made a remark that Plaintiff viewed as sarcastic, derogatory and harassing, "You people or you all," Plaintiff turned to look Mr. Sparks in the face; to indicate that he was aware of the derogatory nature of his remark and that it was not appreciated. Mr. Sparks and Plaintiff were face to face at this point. As Mr. Sparks stepped in side the door he made the statement "John are you threatening me? I'll have your ass arrested." Plaintiff's reply was, "Commissioner, do what you have to do." Plaintiff then turned around and proceeded up a set of steps to a card activated security door to avoid any further confrontation with the two of them.



23. As Plaintiff gained access to the secured area, Mr. Sparks yelled, "John, I want to see you in my office in 10 minutes!" Mr. Sparks immediately changed that from 10 minutes to "right now!" Plaintiff's reply was that he needed to go to his office to contact his A.S.E.A. representative. Mr. Sparks repeated his last statement and Plaintiff complied with his demand.
24. Plaintiff followed Mr. Sparks and Mr. Holley into Mr. Sparks' office and sat in a chair in front of Mr. Sparks' desk. Plaintiff summoned Jeff Webb, an attorney for the department, to his office. Mr. Webb came in and took a seat next to Plaintiff. Mr. Sparks proceeded to tell Mr. Webb his version of the incident that had just taken place between he and Plaintiff. Without hearing Plaintiff's view, Mr. Webb's comment was "we can't have that in the workplace." Plaintiff was dismissed and Plaintiff went to his office and called the A.S.E.A. office and gave his version of the incident to Mr. Norbert Williams, attorney for A.S.E.A. Plaintiff was constantly being harassed by Mr. Sparks.
25. On or about July 2006, Plaintiff was reassigned from his position of seed director to a recently created position of Genetically Modified Plant and Products Director.
26. On or about July 31, 2006, at around 9:45 a.m., Ray Hilburn (Plaintiff's supervisor) came to Plaintiff's office and informed Plaintiff that he, Ronnie Murphy and Doug Rigney wanted to meet

with him in the upstairs board room at 10:30 a.m. Plaintiff arrived for the meeting at 10:25. No one was in the room. Around 10:40, Mr. Murphy came in for a few minutes and left. Around 10:50, Mr. Murphy returned to the room followed by Mr. Hilburn five minutes later. Mr. Murphy informed the group that Mr. Rigney would not be attending the meeting.

27. Mr. Murphy informed Plaintiff as to why he was summoned to this meeting. Mr. Hilburn gave Plaintiff a letter. The letter stated that Plaintiff's duties and immediate supervisor were being changed. It should be noted that this letter was not signed. Plaintiff was also given a Form 40 to sign. Plaintiff felt that he was being targeted for disparate treatment and continued discrimination and harassment because of his participation in statutorily protected activity.
28. Plaintiff expressed his lack of interest in this newly created position. Plaintiff had grave reservations and misgivings regarding this position. Defendant claimed that the state so badly needed this position, yet didn't see the need to publicly announce the job so as to have a larger selection of applicants to choose from. Additionally, there were other concerns. Plaintiff was especially concerned with the continual attempts by this administration to harass him, force him in a position to fail, leave or to retire. Plaintiff felt threatened that if he did not take this position he would be fired.

29. After voicing his position and concerns, Mr. Murphy attempted to convince Plaintiff of the importance of this program. Mr. Murphy further stated that Plaintiff was the only person in the Department qualified to handle these duties. Mr. Murphy further stated that the change in duties would be a lateral transfer without an increase in salary. Plaintiff's response to this was that if this program is so important, why wasn't announced so that other qualified applicants could apply. Normally statewide jobs are competitive. The transfer was actually a constructive demotion in retaliation for Plaintiff participating in statutorily protected activity.
30. At approximately 4:25 p.m., on this same day, Mr. Murphy came to Plaintiff's office. Plaintiff was on the phone, Mr. Murphy left and returned about fifteen minutes later. Plaintiff was still busy with phone calls. At 4:55 Plaintiff was finally finished with his phone calls when Mr. Murphy came back to Plaintiff's office to tell him that the Commissioner wanted to see Mr. Murphy and Plaintiff in his office. Plaintiff informed Mr. Murphy that he had a 5:15 appointment.
31. Plaintiff left and returned with Mr. Sparks about five minutes later. Mr. Sparks informed Plaintiff that he wanted to talk with him about this very important program that was so badly needed in Alabama. He stated that Monsanto and Syngenta thinks that there is a great need for such a program. Plaintiff repeated his concerns, reservations and lack of interest in the new position.

32. Plaintiff further stated that his counterparts (State Seed Control Officials) in other states have "Genetic Engineering" as it relates to the seed industry as part of their regular duties. Plaintiff stated that he would gladly accept the added responsibilities as they relate to seed only, but he wanted to keep his position as State Seed Program Director. Mr. Sparks denied Plaintiff's request.
33. Mr. Sparks said among other things that he desired that Plaintiff take the job, if not "We will have to part company." Once again, Plaintiff was being harassed, threatened and retaliated against.
34. On or about August 1, 2006, at about 11:45, Mr. Murphy came to Plaintiff's office and informed him that Plaintiff was to cease and desist all of his activities and duties as the State Seed Program Director immediately and vacate the office by 5:00 p.m. Friday, August 4, 2006.
35. Plaintiff was reassigned to an office with no chair. This was another attempt by Defendant to embarrass, harass, intimidate and retaliate against Plaintiff.
36. Plaintiff was the first black to hold the position of Seed Program Director. Plaintiff's position was awarded to a less qualified white following Plaintiff's reassignment. Plaintiff's position was reorganized and placed under Benny Hitch, program director for Agriculture Compliance. Plaintiff was discriminated against based on his race.

37. On or about September 27, 2006, Plaintiff filed a racial discrimination and retaliation charge against Mr. Ron Sparks and Alabama Department of Agriculture and Industries with the Equal Employment Opportunity Commission (EEOC).
38. On or about November 14, 2006, Plaintiff was summoned to Deputy Commissioner Ronnie Murphy's (Plaintiff's new supervisor) office for a meeting. Upon arrival at the meeting, Plaintiff was informed that the purpose of this meeting was to discuss a supervisor referral for an employee assistance program for Plaintiff. Plaintiff was told that the referral was mandatory and that he had to contact the Behavioral Health System Care Coordinator by December 5, 2006, to schedule an appointment to see a psychiatrist. This was another instance of Defendant harassing and retaliating against Plaintiff due to Plaintiff participating in statutorily protected activity.
39. On or about May 3, 2007, Plaintiff filed another charge of racial discrimination and retaliation as a result of the November 14, 2006, meeting with Ronnie Murphy and Mr. Murphy's failure to complete his annual evaluation by the April 30<sup>th</sup> deadline.
40. On or about May 18, 2007, Mr. Jerome Gray (Executive Assistant) requested a meeting with Plaintiff to allegedly discuss Plaintiff's annual evaluation. Mr. Gray wanted to know if Plaintiff would be willing to drop the May 3, 2007, E.E.O.C charges. Plaintiff informed

Mr. Gray that he was not willing to drop the charges. This was yet another attempt by the Defendant to harass and retaliate against Plaintiff for participating in statutorily protected activity.

41. The Plaintiff is of the belief and provides evidence that he has been discriminated against in violation of Title VII of the 1964 Civil Rights Act, as amended based on race and in retaliation to his complaint of the discriminatory treatment of blacks in the workplace and with A.S.E.A. and the EEOC.

#### **COUNT ONE**

#### **RACE DISCRIMINATION – TITLE VII**

42. Plaintiff adopts, realleges and incorporates by reference paragraphs one through forty-one above, the same as if more fully set herein, and further alleges anew.
43. In taking the above described actions, Defendant intentionally discriminated against Plaintiff on April 30, 2003, April 2005 and July 2006, on the basis of his race.
44. As a proximate consequence of the violations of Title VII based on race by Defendant, Plaintiff has suffered and will continue to suffer damage to his professional life and current and future career opportunities. Further, Plaintiff has suffered future pecuniary losses, emotional pain, inconvenience, mental anguish, loss of enjoyment of life and non-pecuniary damages.

**COUNT TWO**

**RETALIATION**

45. Plaintiff adopts, realleges and incorporates by reference paragraphs one through forty-four above, the same as if more fully set herein, and further alleges anew.
46. In taking the above described actions, Defendant retaliated against Plaintiff, when he filed a complaint with the State Employee Association in June 2006, and EEOC complaints against Defendant.
47. As a direct result of the ongoing retaliation against Plaintiff, Plaintiff's constitutional rights have been abridged.
48. As a proximate cause of the Defendant's actions, Plaintiff has been injured and damaged, as set forth in paragraphs above.

**PRAYER FOR RELIEF**

**WHEREFORE, PREMISES CONSIDERED,** Plaintiff prays that this Honorable Court grant the following:

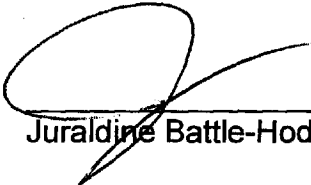
- a. Assume jurisdiction over this action;
- b. A judgment declaring that Defendant violated 28 U.S.C. Sec. 1331, 42 U.S.C. Sec. 2000(e), et seq. and Retaliation;
- c. All back-pay and fringe benefits as a result of the discrimination and retaliation, with interest;
- d. Attorney's fees;

- e. Costs;
- f. Prejudgment interest;
- g. An award of such compensatory damages for any loss of wages, and loss of benefits, including, but not limited to, retirement pension benefits, mental anguish, emotional distress, and embarrassment, both past, present and future to which Plaintiff may be entitled; and such further, other and different legal or equitable relief as the Court may deem appropriate or which she may be entitled, and
- h. Punitive damages.

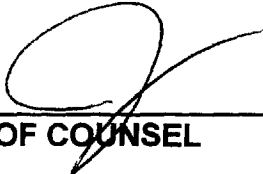
**Jury Demand**

Plaintiff demands trial by jury on each and every cause of action.

Respectfully submitted,

  
Juraldine Battle-Hodge (BAT033)

**PLAINTIFF DEMANDS TRIAL BY STRUCK JURY ON ALL CLAIMS SO TRIABLE.**

  
OF COUNSEL

**PLEASE SERVE DEFENDANT BY CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**



IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION  
RECEIVED

JOHN L. CRAYTON,

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ALABAMA DEPARTMENT OF  
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2007 DEC 21 A 10: } 0  
DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

Case No. 2:07cv626 MEF

**AMENDED COMPLAINT**

COMES NOW John L. Crayton (Plaintiff), and amends his complaint against Alabama Department of Agriculture & Industries and its agents and representatives (Defendant) hereby complains as set forth herein below.

**JURISDICTION**

1. This Court has jurisdiction over the litigation herein pursuant to 28 U.S.C. Sections 1331 and 1343, 42 U.S.C., Section 2000e and Retaliation.
2. Plaintiff has fulfilled all conditions precedent to the institution of this action.

**VENUE**

3. Defendant is located and/or doing business within this judicial district (Middle District and the Northern Division of Alabama). This action is brought within the judicial district wherein the unlawful employment practices were committed, making venue proper under

Exhibit 2

42 U.S.C. Section 2000(e)-5(f) (3), 28 U.S.C. Section 1391(b) and Retaliation.

#### **PARTIES**

4. Plaintiff John L. Crayton, hereinafter referred to as "Plaintiff," is an African-American male resident of the United States, residing in Montgomery County, Alabama. Plaintiff is a resident of this judicial district, and has been employed by Defendant at all times material hereto. Plaintiff is a member of the protected class for race within the meaning of Title VII. Plaintiff is also an employee of Defendant within the meaning of Title VII.
5. Defendant, Alabama Department of Agriculture & Industries, hereinafter referred to as "Department" is a state agency and is authorized to do business in the State of Alabama, and employs at least fifteen (15) persons and otherwise meets the jurisdictional prerequisites of Title VII.

#### **NATURE OF THE CASE**

6. This is a lawsuit brought by Plaintiff seeking permanent relief from unlawful discriminating practices by Defendant. Plaintiff has been adversely affected by discrimination involving promotion, compensation, assignments, retaliation and other terms and conditions of employment as a result of Defendant failing to remedy systemic employment discrimination on the basis of race. The

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8. From January 2002 to July 2006, Plaintiff was constantly harassed and discriminated in every aspect of his duties as Seed Program Director by Ronnie Murphy, Lance Hester, Doug Rigney and Ron Sparks.
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their cars back. However, after persistent requests, George Parrish, black employee, was eventually given his vehicle back. Some of the similarly situated whites were Benny Hitch and Lance Hester. Plaintiff was discriminated against based on his race.

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continued up the walkway, Mr. Sparks said, "John, I said hi." Plaintiff stopped, turned around to face them as they were walking toward him. Plaintiff replied, "I spoke to you all, did you not hear me speak to you?" By that time Mr. Holley and Mr. Sparks had caught up to Plaintiff on the walkway. Mr. Sparks in a loud voice yelled, "I was just trying to be nice to you, I don't understand why you are so rude and hateful toward me." Plaintiff's reply to him was, "commissioner, I spoke to you and you spoke to me, so let's just let it be at that."

22. At that point, Plaintiff was still a step or two ahead of the two of them, and near the door to the lobby of the auditorium. As Plaintiff opened the door and stepped inside, Mr. Sparks made a remark that Plaintiff viewed as sarcastic, derogatory and harassing, "You people or you all," Plaintiff turned to look Mr. Sparks in the face; to indicate that he was aware of the derogatory nature of his remark and that it was not appreciated. Mr. Sparks and Plaintiff were face to face at this point. As Mr. Sparks stepped in side the door he made the statement "John are you threatening me? I'll have your ass arrested." Plaintiff's reply was, "Commissioner, do what you have to do." Plaintiff then turned around and proceeded up a set of steps to a card activated security door to avoid any further confrontation with the two of them.

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with him in the upstairs board room at 10:30 a.m. Plaintiff arrived for the meeting at 10:25. No one was in the room. Around 10:40, Mr. Murphy came in for a few minutes and left. Around 10:50, Mr. Murphy returned to the room followed by Mr. Hilburn five minutes later. Mr. Murphy informed the group that Mr. Rigney would not be attending the meeting.

27. Mr. Murphy informed Plaintiff as to why he was summoned to this meeting. Mr. Hilburn gave Plaintiff a letter. The letter stated that Plaintiff's duties and immediate supervisor were being changed. It should be noted that this letter was not signed. Plaintiff was also given a Form 40 to sign. Plaintiff felt that he was being targeted for disparate treatment and continued discrimination and harassment because of his participation in statutorily protected activity.
28. Plaintiff expressed his lack of interest in this newly created position. Plaintiff had grave reservations and misgivings regarding this position. Defendant claimed that the state so badly needed this position, yet didn't see the need to publicly announce the job so as to have a larger selection of applicants to choose from. Additionally, there were other concerns. Plaintiff was especially concerned with the continual attempts by this administration to harass him, force him in a position to fail, leave or to retire. Plaintiff felt threatened that if he did not take this position he would be fired.

29. After voicing his position and concerns, Mr. Murphy attempted to convince Plaintiff of the importance of this program. Mr. Murphy further stated that Plaintiff was the only person in the Department qualified to handle these duties. Mr. Murphy further stated that the change in duties would be a lateral transfer without an increase in salary. Plaintiff's response to this was that if this program is so important, why wasn't announced so that other qualified applicants could apply. Normally statewide jobs are competitive. The transfer was actually a constructive demotion in retaliation for Plaintiff participating in statutorily protected activity.
30. At approximately 4:25 p.m., on this same day, Mr. Murphy came to Plaintiff's office. Plaintiff was on the phone, Mr. Murphy left and returned about fifteen minutes later. Plaintiff was still busy with phone calls. At 4:55 Plaintiff was finally finished with his phone calls when Mr. Murphy came back to Plaintiff's office to tell him that the Commissioner wanted to see Mr. Murphy and Plaintiff in his office. Plaintiff informed Mr. Murphy that he had a 5:15 appointment.
31. Plaintiff left and returned with Mr. Sparks about five minutes later. Mr. Sparks informed Plaintiff that he wanted to talk with him about this very important program that was so badly needed in Alabama. He stated that Monsanto and Syngenta thinks that there is a great need for such a program. Plaintiff repeated his concerns, reservations and lack of interest in the new position.

32. Plaintiff further stated that his counterparts (State Seed Control Officials) in other states have "Genetic Engineering" as it relates to the seed industry as part of their regular duties. Plaintiff stated that he would gladly accept the added responsibilities as they relate to seed only, but he wanted to keep his position as State Seed Program Director. Mr. Sparks denied Plaintiff's request.
33. Mr. Sparks said among other things that he desired that Plaintiff take the job, if not "We will have to part company." Once again, Plaintiff was being harassed, threatened and retaliated against.
34. On or about August 1, 2006, at about 11:45, Mr. Murphy came to Plaintiff's office and informed him that Plaintiff was to cease and desist all of his activities and duties as the State Seed Program Director immediately and vacate the office by 5:00 p.m. Friday, August 4, 2006.
35. Plaintiff was reassigned to an office with no chair. This was another attempt by Defendant to embarrass, harass, intimidate and retaliate against Plaintiff.
36. Plaintiff was the first black to hold the position of Seed Program Director. Plaintiff's position was awarded to a less qualified white following Plaintiff's reassignment. Plaintiff's position was reorganized and placed under Benny Hitch, program director for Agriculture Compliance. Plaintiff was discriminated against based on his race.

37. On or about September 27, 2006, Plaintiff filed a racial discrimination and retaliation charge against Mr. Ron Sparks and Alabama Department of Agriculture and Industries with the Equal Employment Opportunity Commission (EEOC).
38. The Plaintiff is of the belief and provides evidence that he has been discriminated against in violation of Title VII of the 1964 Civil Rights Act, as amended based on race and in retaliation to his complaint of the discriminatory treatment of blacks in the workplace and with A.S.E.A..

### **COUNT ONE**

#### **RACE DISCRIMINATION – TITLE VII**

39. Plaintiff adopts, realleges and incorporates by reference paragraphs one through forty-one above, the same as if more fully set herein, and further alleges anew.
40. In taking the above described actions, Defendant intentionally discriminated against Plaintiff on April 30, 2003, April 2005 and July 2006, on the basis of his race.
41. As a proximate consequence of the violations of Title VII based on race by Defendant, Plaintiff has suffered and will continue to suffer damage to his professional life and current and future career opportunities. Further, Plaintiff has suffered future pecuniary losses, emotional pain, inconvenience, mental anguish, loss of enjoyment of life and non-pecuniary damages.

**COUNT TWO**

**RETALIATION**

42. Plaintiff adopts, realleges and incorporates by reference paragraphs one through forty-four above, the same as if more fully set herein, and further alleges anew.
43. In taking the above described actions, Defendant retaliated against Plaintiff, when he filed a complaint with the State Employee Association in June 2006, against Defendant.
44. As a direct result of the ongoing retaliation against Plaintiff, Plaintiff's constitutional rights have been abridged.
45. As a proximate cause of the Defendant's actions, Plaintiff has been injured and damaged, as set forth in paragraphs above.

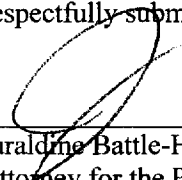
**PRAYER FOR RELIEF**

**WHEREFORE, PREMISES CONSIDERED,** Plaintiff prays that this Honorable Court grant the following:

- a. Assume jurisdiction over this action;
- b. A judgment declaring that Defendant violated 28 U.S.C. Sec. 1331, 42 U.S.C. Sec. 2000(e), et seq. and Retaliation;
- c. All back-pay and fringe benefits as a result of the discrimination and retaliation, with interest;
- d. Attorney's fees;

- e. Costs;
- f. Prejudgment interest;
- g. An award of such compensatory damages for any loss of wages, and loss of benefits, including, but not limited to, retirement pension benefits, mental anguish, emotional distress, and embarrassment, both past, present and future to which Plaintiff may be entitled; and such further, other and different legal or equitable relief as the Court may deem appropriate or which she may be entitled, and
- h. Punitive damages.

Respectfully submitted,



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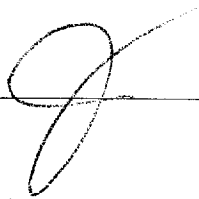
Juraldine Battle-Hodge (BAT033)  
Attorney for the Plaintiff  
207 Montgomery Street, Suite 215  
Montgomery, Alabama 36104

**CERTIFICATE OF SERVICE**

We, hereby certify that, on the 21<sup>st</sup> day of December 2007, the foregoing document was served upon the following counsel of record by placing a copy of the same in the U.S. Mail, First Class postage prepaid, addressed as follows:

**Hon. E. Ham Wilson, Jr.**  
**Hon. Emily C. Marks**  
**Ball, Ball, Mathews & Novak, P.A.**  
**P.O. Box 2148**  
**Montgomery, Alabama 36102-2148**

OF COUNSEL:

  
\_\_\_\_\_

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

**JOHN L. CRAYTON,**

**Plaintiff,**

**v.**

**ALABAMA DEPARTMENT OF  
AGRICULTURE & INDUSTRIES,**

**Defendant.**

**Case No. \_\_\_\_\_**

**JURY DEMAND**

**COMPLAINT**

**COMES NOW** John L. Crayton (Plaintiff), and for his complaint against Alabama Department of Agriculture & Industries and its agents and representatives (Defendant) hereby complains as set forth herein below.

**JURISDICTION/VENUE**

1. This Court has jurisdiction over the litigation based pursuant to Title VII of the Civil Rights Act of 1964, as amended based on retaliation.
2. Plaintiff has fulfilled all conditions precedent to the institution of this action.
3. Defendant is located and/or doing business within this judicial district (Middle District and the Northern Division of Alabama). This action is brought within the judicial district wherein the unlawful employment practices were committed, making venue proper under 42 U.S.C. Section 2000(e)-5(f) (3), 28 U.S.C. Section 1391(b) and Retaliation.

Exhibit 3



### **PARTIES**

4. Plaintiff John L. Crayton, hereinafter referred to as "Plaintiff," is an African-American male resident of the United States, residing in Montgomery County, Alabama. Plaintiff is a resident of this judicial district, and has been employed by Defendant at all times material hereto. Plaintiff is a member of the protected class for race within the meaning of Title VII. Plaintiff is also an employee of Defendant within the meaning of Title VII.
5. Defendant, Alabama Department of Agriculture & Industries, hereinafter referred to as "Department" is a state agency and is authorized to do business in the State of Alabama, and employs at least fifteen (15) persons and otherwise meets the jurisdictional prerequisites of Title VII.

### **NATURE OF THE CASE**

6. This is a lawsuit brought by Plaintiff seeking relief from unlawful retaliatory practices by Defendant. Plaintiff has been adversely affected by retaliation involving promotion, compensation, assignments, and other terms and conditions of employment as a result of Defendant failing to remedy violations of retaliation. The practices committed and continuing to be committed by Defendant violate Title VII of the Civil Rights Act of 1964, as amended ("Title VII").

**FACTUAL BACKGROUND**

7. On May 3, 2007, Plaintiff filed a complaint with the Equal Employment Opportunity Commission (EEOC) – See Exhibit 1 - Charge No. 420 2007 02801. The Plaintiff received his Notice of Suit Rights on October 9, 2007 - See Exhibit 1. As a result, the Plaintiff timely files the underlying complaint.
8. This complaint was as a result of retaliation that Plaintiff was subjected based on his initial complaint to the EEOC on September 27, 2006.
9. Because of Plaintiff's involvement in statutorily protected activities, Plaintiff was retaliated against. In particular, as a form of punishment, on or about November 14, 2006, Plaintiff was ordered to meet with Ronnie Murphy. Ronnie Murphy was Plaintiff's supervisor. In this meeting, Mr. Murphy mandated that Plaintiff contact the Behavior Health System Coordinator to see a psychiatrist. Under duress Plaintiff saw the psychiatrist. This action was merely a way to smear Plaintiff's reputation and to retaliate against him. At that time Plaintiff had been employed by the Defendant for almost thirty (30) years and had never had any psychological problems. This punitive treatment only came about due to Plaintiff's participation in statutorily protected activity.
10. The Defendant continued to harass the Plaintiff after he filed his initial EEOC Complaint. The Defendant also refused to administer

Plaintiff's annual evaluation. Plaintiff was due his evaluation by April 30, 2007. The Defendant's refusal to administer Plaintiff's evaluation affected his eligibility for an increase in salary. The refusal to evaluate Plaintiff was clearly retaliation for Plaintiff participating in statutorily protected activity.

**COUNT ONE**

**RETALIATION**

11. Plaintiff adopts, realleges and incorporates by reference paragraphs one through ten above, the same as if more fully set herein, and further alleges anew.
12. In taking the above described actions, Defendant retaliated against Plaintiff, when he filed his EEOC complaint on September 27, 2006.
13. As a direct result of the ongoing retaliation against Plaintiff, Plaintiff's constitutional rights have been abridged.
14. As a proximate cause of the Defendant's actions, Plaintiff has been injured and damaged, as set forth in paragraphs above.

**PRAYER FOR RELIEF**

**WHEREFORE, PREMISES CONSIDERED**, Plaintiff prays that this Honorable Court grant the following:

- a. Assume jurisdiction over this action;
- b. A judgment declaring that Defendant violated Title VII of the Civil Rights Act, as amended based on retaliation

- c. All back-pay and fringe benefits as a result of the retaliation, with interest;
- d. Attorney's fees;
- e. Costs;
- f. Prejudgment interest;
- g. An award of such compensatory damages for any loss of wages, and loss of benefits, including, but not limited to, retirement pension benefits, mental anguish, emotional distress, and embarrassment, both past, present and future to which Plaintiff may be entitled; and such further, other and different legal or equitable relief as the Court may deem appropriate or which she may be entitled, and
- h. Punitive damages.

**Jury Demand**

Plaintiff demands trial by jury on each and every cause of action.

Respectfully submitted,

\_\_\_\_\_  
Juraldine Battle-Hodge (BAT033)

**PLAINTIFF DEMANDS TRIAL BY STRUCK JURY ON ALL CLAIMS SO TRIABLE.**

\_\_\_\_\_  
OF COUNSEL

**PLEASE SERVE DEFENDANT BY CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

JOHN L. CRAYTON

Plaintiff,

v.

ALABAMA DEPARTMENT OF  
AGRICULTURE & INDUSTRIES

Defendants.

Case No.: 2:07cv1111

MOTION TO DISMISS

COMES NOW, the defendant, Alabama Department of Agriculture & Industries, and submits the following Motion to Dismiss. As grounds for this motion, defendant would show as follows:

1. Plaintiff, John Crayton, filed *Crayton v. Alabama Department of Agriculture & Industries*, 2:07CV626-MEF on or about July 9, 2007, claiming race discrimination, and retaliation in violation of Title VII. (Ex. 1 - 2:07CV626-MEF Complaint). That matter is currently pending before Judge Fuller.

2. In that action, on December 21, 2007, the plaintiff filed a Motion for Leave to Amend the Complaint on the basis that he had discovered certain allegations in his Complaint were not ripe. (Ex. 2 - 2:07CV626-MEF Doc.10). The plaintiff attached his proposed Amended Complaint to his Motion to Amend. (Ex. 3 - 2:07CV626-MEF Doc.10-2). The proposed amended complaint omitted plaintiff's claim of retaliation and alleged facts related thereto. (Id.). On January 3, 2008, the Court granted plaintiff's Motion for Leave to Amend the Complaint. (Ex. 4 - 2:07CV626-MEF Doc.11). However, to date, plaintiff has not yet filed his Amended Complaint in that case.

Exhibit 4

3. On December 21, 2007, plaintiff filed the current action against the defendant, Alabama Department of Agriculture & Industries. (Doc.1). In this second Complaint, the plaintiff brings a claim for retaliation pursuant to Title VII, the same claim contained within the Complaint in the previously filed action pending before Judge Fuller. (Doc. 1). The factual and legal allegations contained in the plaintiff's Complaint in the current action are those which were contained in the original Complaint submitted in the previously filed action pending before Judge Fuller (2:07CV626-MEF), namely retaliation based on alleged actions taken by the defendant after the plaintiff submitted a charge of discrimination with the Equal Employment Opportunity Commission. (Id.) Thus, the allegations contained within the plaintiff's original Complaint in the first action pending before Judge Fuller relating to retaliation are alleged in a separate action in this Court in this, his second lawsuit.

4. The retaliation claim brought in this lawsuit is contained in the original complaint submitted in the previously filed action. Because the plaintiff has not yet filed his Amended Complaint in Judge Fuller's case, the matter pending before this Court in is still pending before Judge Fuller in the previously filed action.

5. In the Complaint filed in *Crayton v. Alabama Department of Agriculture & Industries*, 2:07CV626-MEF, plaintiff alleges:

37. On or about September 27, 2006, Plaintiff filed a racial discrimination and retaliation charge against Mr. Ron Sparks and Alabama Department of Agriculture and Industries with the Equal Employment Opportunity Commission (EEOC).
38. On or about November 14, 2006, Plaintiff was summoned to Deputy Commissioner Ronnie Murphy's (Plaintiff's new supervisor) office for a meeting. Upon arrival at the meeting, Plaintiff was informed that the purpose of this meeting was to discuss a supervisor referral for an employee assistance program for Plaintiff. Plaintiff was

told that the referral was mandatory and that he had to contact the Behavioral Health System Care Coordinator by December 5, 2006, to schedule an appointment to see a psychiatrist. This was another instance of Defendant harassing and retaliating against Plaintiff due to Plaintiff participating in statutorily protected activity.

39. On or about May 3, 2007, Plaintiff filed another charge of racial discrimination and retaliation as a result of the November 14, 2006 meeting with Ronnie Murphy and Mr. Murphy's failure to complete his annual evaluation by the April 30<sup>th</sup> deadline.

\*\*\*

46. In taking the above described actions, Defendant retaliated against Plaintiff when he filed a complaint with the State Employee Association in June 2006, *and EEOC complaints against Defendant.*

(Ex. 1 - 2:07CV626-MEF Complaint)(emphasis added).

In his Complaint alleging retaliation pending before this court, plaintiff alleges:

8. This complaint was as a result of retaliation that Plaintiff was subjected to based on his initial complaint he filed with the EEOC. Plaintiff filed his EEOC complaint on September 27, 2006.
9. Because of Plaintiff's involvement in this statutorily protected activity, Plaintiff was retaliated against. In particular, as a form of punishment/retaliation, on or about November 14, 2006, Plaintiff was ordered to meet with Ronnie Murphy. Ronnie Murphy was Plaintiff's supervisor. In this meeting, Mr. Murphy mandated that Plaintiff contact the Behavioral Health System Coordinator to see a psychiatrist. Under duress Plaintiff saw the psychiatrist. This action was merely a way to smear Plaintiff's reputation and to retaliate against him. At this time Plaintiff had been employed by the Defendant for almost thirty (30) years and had never had any psychological problems. This punitive treatment resulted solely due to Plaintiff's participation in statutorily protected activity.



In the plaintiff's two pending lawsuits, the claims, issues, parties, attorneys, and available relief are all similar. Thus, dismissal of this, the plaintiff's second filed lawsuit, is warranted, and indeed necessary to avoid duplicative litigation.

Therefore, the defendant respectfully requests that this Court grant its Motion to Dismiss, and dismiss all claims pending in this action.

/s/ Emily C. Marks  
EMILY C. MARKS

/s/ E. Hamilton Wilson, Jr  
E. HAMILTON WILSON, JR.  
Attorneys for the Defendant

**CERTIFICATE OF SERVICE**

I hereby certify that on March 12, 2008, I electronically filed the foregoing with the Clerk of the Court, using the CM/ECF system which will send notification of such filing to the following:

Juraldine Battle-Hodge  
207 Montgomery St., Ste. 215  
Montgomery, AL 36104-3528

/s/ Emily C. Marks  
OF COUNSEL

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

**JOHN L. CRAYTON**

**Plaintiff,**

**V.**

**Case No.: 2:07cv626-MEF**

**ALABAMA DEPARTMENT OF  
AGRICULTURE & INDUSTRIES**

**Defendant.**

**ANSWER TO AMENDED COMPLAINT**

**COMES NOW**, the defendant, Alabama Department of Agriculture & Industries, and in answer to plaintiff's Amended Complaint, states as follows:

1. The defendant admits the existence of federal question jurisdiction. However, the defendant denies that unlawful discrimination occurred and demands strict proof thereof.
2. Denied.
3. Defendant admits proper venue; however, defendant denies any unlawful employment practices were committed and demands strict proof thereof.
4. Admitted.
5. The defendant admits it is a state agency and is authorized to do business in the State of Alabama. Defendant admits it employs at least 15 persons. Defendant denies the remainder of Paragraph 5 and demands strict proof thereof.
6. Denied.
7. Admitted.
8. Denied.

Exhibit 5

9. Defendant admits that as State Seed Program Director, plaintiff's job responsibilities included enforcing the Truth in Labeling Law.

10. Denied.

11. Defendant admits that it had received complaints from seed processors, farmers, and other users that had samples in the Seed Laboratory for an extended period of time and had not received analysis reports. The defendant denies the remainder of the allegations in Paragraph 11 and demands strict proof thereof.

12. Denied.

13. Denied.

14. The defendant does not have sufficient information to admit or deny the allegations regarding plaintiff's alleged application for position of Division Director or his ranking. The defendant denies the remainder of the allegations contained in Paragraph 14 and demands strict proof thereof.

15. Defendant admits that the plaintiff received a reprimand for failure to perform his job properly. The defendant denies the remaining allegations of Paragraph 15 and demands strict proof thereof.

16. Defendant admits that the plaintiff was afforded an opportunity to respond to his reprimand. Defendant denies the remaining allegations in Paragraph 16 and demands strict proof thereof.

17. Defendant admits that Commissioner Sparks took action to insure state and federal authorities regained confidence in the seed program. Defendant denies the remaining allegations in Paragraph 17 and demands strict proof thereof.

18. Defendant admits that plaintiff had been provided with a state vehicle. Defendant denies the remaining allegations in Paragraph 18 and demands strict proof thereof.

19. Defendant does not have sufficient information to admit or deny the allegations in Paragraph 19.

20. Denied.

21. Defendant acknowledges a discussion took place between Commissioner Sparks and the plaintiff regarding their greetings to one another. Defendant denies the remaining allegations in Paragraph 21 and demands strict proof thereof.

22. Defendant acknowledges a discussion took place between Commissioner Sparks and the plaintiff regarding their greetings to one another. Defendant denies any derogatory remarks were uttered to or directed toward the plaintiff and denies the remaining allegations in Paragraph 22 and demands strict proof thereof.

23. Defendant acknowledges that the plaintiff was asked to meet with Commissioner Sparks regarding an earlier discussion between the two men. Defendant denies the remaining allegations in Paragraph 23 and demands strict proof thereof.

24. Defendant acknowledges that Jeff Webb met with Commissioner Sparks and the plaintiff regarding an earlier discussion between the two men. Defendant denies the remainder of the allegations contained in paragraph 24 and demands strict proof thereof.

25. Defendant admits that the plaintiff's duties and responsibilities changed as he was assigned the responsibility to head up and establish the new Genetically-Modified Plant Program. Defendant denies the remaining allegations in Paragraph 25 and demands strict proof thereof.

26. Defendant admits that the plaintiff was asked to a meeting regarding his job responsibilities. The defendant denies the remainder of the allegations contained in paragraph 26 and demands strict proof thereof.

27. The defendant admits that the plaintiff was informed that his duties and responsibilities would be changed as he was assigned the responsibility to head up and establish the new Genetically-Modified Plant Program. The defendant denies the remainder of the allegations contained in Paragraph 27 and demands strict proof thereof.

28. Defendant admits that plaintiff expressed a desire to remain in his position as Seed Program Director. Defendant denies the remainder of the allegations contained in paragraph 28 and demands strict proof thereof.

29. Defendant admits that plaintiff was informed that he was qualified to head up and establish the new Genetically-Modified Plant Program and that it was a lateral transfer. The defendant denies the remainder of the allegations contained in paragraph 29 and demands strict proof thereof.

30. Defendant admits that Commissioner Sparks met with the plaintiff regarding the new Genetically-Modified Plant Program. Defendant denies the remaining allegations in Paragraph 30 and demands strict proof thereof.

31. Defendant admits that Commissioner Sparks met with the plaintiff regarding the new Genetically-Modified Plant Program. Defendant denies the remaining allegations in Paragraph 31 and demands strict proof thereof.

32. Defendant admits that the plaintiff's responsibilities were modified as he was chosen to head up and establish the new Genetically-Modified Plant Program. Defendant denies the remaining allegations in Paragraph 32 and demands strict proof thereof.

33. Defendant admits that plaintiff was reassigned to head up and establish the new Genetically-Modified Plant Program. Defendant denies the remainder of the allegations contained in paragraph 33 and demands strict proof thereof.

34. Defendant admits that plaintiff was informed that his new responsibilities with the new Genetically-Modified Plant Program would begin on a date certain. Defendant denies the remaining allegations in Paragraph 34 and demands strict proof thereof.

35. Denied.

36. Defendant admits that the plaintiff was the first African-American to hold the position of Seed Program Director. The defendant denies the remainder of the allegations contained in Paragraph 36 and demands strict proof thereof.

37. Defendant admits that the plaintiff filed a Charge of Discrimination with the Equal Employment Opportunity Commission. Defendant denies the remaining allegations in Paragraph 37 and demands strict proof thereof.

38. Denied.

39. Defendant realleges and incorporates responses to Paragraphs 1 through 38 by reference as if fully set forth herein. To the extent called for, defendant also adopts and incorporates responses to Paragraphs 40 through 45 and its affirmative defenses as if fully set forth herein.

40. Denied.

41. Denied.

42. Defendant realleges and incorporates responses to Paragraphs 1 through 41 by reference as if fully set forth herein. To the extent called for, defendant also adopts and

incorporates responses to Paragraphs 43 through 45 and its affirmative defenses as if fully set forth herein.

43. Denied.

44. Denied.

45. Denied.

#### **FIRST AFFIRMATIVE DEFENSE**

The Complaint fails to state a cause of action against this defendant upon which relief may be granted to the plaintiff.

#### **SECOND AFFIRMATIVE DEFENSE**

The defendant pleads the general issue.

#### **THIRD AFFIRMATIVE DEFENSE**

The defendant pleads not guilty.

#### **FOURTH AFFIRMATIVE DEFENSE**

The defendant avers that it is not guilty of any violation of the plaintiff's employment rights.

#### **FIFTH AFFIRMATIVE DEFENSE**

The defendant pleads the statute of limitations.

#### **SIXTH AFFIRMATIVE DEFENSE**

The plaintiff has failed to exhaust his administrative remedies.

#### **SEVENTH AFFIRMATIVE DEFENSE**

The defendant affirmatively avers that any actions it took, having any bearing whatsoever on plaintiff, were taken for legitimate nondiscriminatory, non-retaliatory reasons and were an appropriate exercise of its authority without intent to discriminate against plaintiff.



**EIGHTH AFFIRMATIVE DEFENSE**

The plaintiff's claim for relief is barred for a failure to mitigate his damages, if any.

**NINTH AFFIRMATIVE DEFENSE**

The defendant denies that it acted with any discriminatory intent.

**TENTH AFFIRMATIVE DEFENSE**

The defendant avers that all actions were taken in good faith.

**ELEVENTH AFFIRMATIVE DEFENSE**

The defendant avers that all actions were made for bona fide business purposes.

**TWELFTH AFFIRMATIVE DEFENSE**

All of the acts or omissions alleged by the plaintiff were for legitimate, nondiscriminatory, non-retaliatory reasons.

**THIRTEENTH AFFIRMATIVE DEFENSE**

Defendant avers that all employment decisions were made as a result of business necessity.

**FOURTEENTH AFFIRMATIVE DEFENSE**

Defendant denies that any violation of Title VII has occurred and demands strict proof thereof.

**FIFTEENTH AFFIRMATIVE DEFENSE**

At all times relevant to this Complaint defendant acted based on reasonable factors other than race in dealing with the plaintiff.

**SIXTEENTH AFFIRMATIVE DEFENSE**

The plaintiff contributed to any of the alleged damages or injuries received.

**SEVENTEENTH AFFIRMATIVE DEFENSE**

The plaintiff is not entitled to punitive damages in this action and any order of punitive damages against this defendant would amount to a violation of this defendant's constitutional rights.

**EIGHTEENTH AFFIRMATIVE DEFENSE**

The plaintiff's alleged injuries and damages resulted from his own conduct, and he contributed to any of the alleged damages or injuries received. He should be estopped from any cause of action in this matter.

**NINETEENTH AFFIRMATIVE DEFENSE**

Defendant pleads the ninety (90) day time limitation contained in 42 U.S.C. §2000e-5(f).

**TWENTIETH AFFIRMATIVE DEFENSE**

To the extent that plaintiff asserts claims that arose more than 180 days prior to the filing of an EEOC charge, those claims are barred for failure to satisfy the statutory prerequisites to suit.

**TWENTY-FIRST AFFIRMATIVE DEFENSE**

To the extent that plaintiff asserts claims that arose more than 180 days prior to the filing of an EEOC charge, those claims are time-barred and due to be dismissed.

**TWENTY-SECOND AFFIRMATIVE DEFENSE**

Plaintiff is estopped from seeking equitable relief as he comes into this Court with unclean hands.

**TWENTY-THIRD AFFIRMATIVE DEFENSE**

Defendant pleads accord and satisfaction.

**TWENTY-FOURTH AFFIRMATIVE DEFENSE**

Defendant denies any wrongful, tortious, fraudulent or improper conduct.

**TWENTY-FIFTH AFFIRMATIVE DEFENSE**

Defendant avers that plaintiff is limited to the scope of the EEOC charge of discrimination. Defendant pleads the applicability of 42 U.S.C. §1981a and the damage limitations contained therein.

**TWENTY-SIXTH AFFIRMATIVE DEFENSE**

The award of discretionary, compensatory damages for mental suffering on behalf of Plaintiff violates the Fourth, Fifth, Sixth, Eighth and Fourteenth Amendments of the Constitution of the United States because there are no fixed standards for the ascertainment of compensatory damages recoverable for mental suffering. The amount of damage for such a claim is left to the sound discretion of the jury with no specific, much less objective standard for the amount of the award. Therefore, the procedure pursuant to which compensatory damages for mental suffering are awarded violates the Constitution because: (a) it fails to provide a reasonable limit on the amount of the award against Defendants, which thereby violates the due process clause of the Fourteenth amendment of the Constitution of the United States, (b) it fails to provide specific standards for the amount of the award of compensation, which thereby violates the due process clause of the Fourteenth Amendment of the United States Constitution, (c) it results in the imposition of different compensation for the same or similar acts, and, thus, violates the equal protection clause of the Fourteenth Amendment of the United States Constitution; and, (d) it constitutes deprivation of property without due process of law required under the Fifth and Fourteenth Amendment of the United States Constitution.

**TWENTY-SEVENTH AFFIRMATIVE DEFENSE**

The award of discretionary compensatory damages for mental suffering to the Plaintiff violates the due process clause of Article One, Section 6 of the Constitution of Alabama because it fails to provide a limit on the amount of the award against this Defendant, it is unconstitutionally vague, it fails to provide specific standards in the amount of the award of such damages, and it constitutes a deprivation of property without the due process of the law.

**TWENTY-EIGHTH AFFIRMATIVE DEFENSE**

1. Defendant avers that the Complaint fails to state a claim upon which punitive damages may be awarded to Plaintiff.

2. Defendant avers that any award of punitive damages to the Plaintiff in this case would be violative of the constitutional safeguards provided to Defendant under the Constitution of the State of Alabama.

3. Defendant avers that any award of punitive damages to the Plaintiff in this case would be violative of the constitutional safeguards provided to Defendant under the Constitution of the United States of America.

4. Defendant avers that any award of punitive damages to the Plaintiff in this case would be violative of the constitutional safeguards provided to the Defendant under the Due Process Clause of the Fourteenth Amendment to the Constitution of the United States in that the determination of punitive damages under Alabama law is vague, is not based upon any objective standards, is in fact standardless, and is not rationally related to legitimate government interests.

5. Defendant avers that any award of punitive damages to the Plaintiff in this case would be violative of Article I, Section 6 of the Constitution of the State of Alabama which

provides that no person shall be deprived of life, liberty, or property except by due process of law, in that punitive damages are vague and are not rationally related to legitimate government interests.

6. Defendant avers that any award of punitive damages to the Plaintiff in this case would be violative of the procedural safeguards provided to defendant under the Sixth Amendment to the Constitution of the United States in that punitive damages are penal in nature and consequently, Defendant is entitled to the same procedural safeguards accorded to criminal defendants.

7. It is violative of the self-incrimination clause of the Fifth Amendment to the Constitution of the United States of America to impose against this Defendant punitive damages, which are penal in nature, yet compel Defendant to disclose documents and evidence.

8. It is violative of the self-incrimination clause of Article I, Section 6 of the Constitution of the State of Alabama to impose against this Defendant punitive damages, which are penal in nature, yet compel Defendant to disclose documents and evidence.

9. Plaintiff's claim of punitive damages violates the Fourth, Fifth, Sixth, Eighth and Fourteenth Amendments of the Constitution of the United States, on the following grounds:

- a) It is a violation of the Due Process and Equal Protection Clauses of the Fourteenth Amendment of the United States Constitution to impose punitive damages, which are penal in nature, against a civil defendant upon the plaintiff's satisfying a burden of proof which is less than the "beyond a reasonable doubt" burden of proof required in criminal cases;
- b) The procedures pursuant to which punitive damages are awarded fail to provide a reasonable limit or, the amount of the award against defendant, which thereby violates the Due Process Clause of the Fourteenth Amendment of the United States Constitution;
- c) The procedures pursuant to which punitive damages are awarded fail to provide specific standards for the amount of the award of punitive damages which thereby violates the Due Process Clause of the Fourteenth Amendment of the United States Constitution;

11. Plaintiff's attempt to impose punitive or extracontractual damages on this Defendant, on the basis of vicarious liability for the conduct of others, violates the Fifth, Eighth and Fourteenth Amendments of the United States Constitution.

12. The award of punitive damages to the Plaintiff in this action would constitute a deprivation of property without due process of law required under the Fifth and Fourteenth Amendments of the United States Constitution.

13. The award of punitive damages against Defendant in this action would violate the prohibition against laws that impair the obligations of contracts in violation of Article I, Section 22 of the Constitution of Alabama.

14. The Complaint fails to state a claim for punitive damages under Alabama Code §§ 6-11-20 to 6-11-30 (1975) and is barred.

15. It is violative of the self-incrimination clause of Article I, Section 6 of the Constitution of the State of Alabama to impose against this Defendant punitive damages, which are penal in nature, yet compels Defendant to disclose evidence.

16. Plaintiff's claim for punitive damages is limited to the amount recoverable as set forth in §6-11-21, Ala.Code, 1975. This defense is intended to challenge the ruling stated in Henderson v. Alabama Power Co., 627 So. 2d 878 (Ala. 1993).

/s/ Emily C. Marks  
EMILY C. MARKS

/s/ E. Hamilton Wilson, Jr.  
E. HAMILTON WILSON, JR.  
Attorneys for the Defendant

**CERTIFICATE OF SERVICE**

I hereby certify that on March 18, 2008, I electronically filed the foregoing with the Clerk of the Court, using the CM/ECF system which will send notification of such filing to the following:

Juraldine Battle-Hodge  
207 Montgomery St., Ste. 215  
Montgomery, AL 36104-3528

/s/ Emily C. Marks  
OF COUNSEL

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

RECEIVED  
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JOHN L. CRAYTON,

Plaintiff,

v.

ALABAMA DEPARTMENT OF  
AGRICULTURE & INDUSTRIES,

Defendant.

Case No. 2:07-cv-1111-TFM

**PLAINTIFF'S RESPONSE TO DEFENDANT'S MOTION TO DISMISS  
AND COURT'S ORDER TO SHOW CAUSE WHY CASES  
SHOULD NOT BE CONSOLIDATED**

COMES NOW the Plaintiff by and through his attorney of record and files this Response to Defendant's Motion to Dismiss and Court's Order to Show Why Cases Should Not be Consolidated.

1. Plaintiff filed *Crayton v. Alabama Department of Agriculture and Industries*, 2:08-CV-626-MEH, on July 9, 2007.
2. Certain factual allegations that Plaintiff made in said case were premature as they related to an EEOC charge that Plaintiff filed on May 3, 2007. At the time of the filing of Plaintiff's original complaint, Plaintiff had not received his Right to Sue Notice on this act of retaliation.
3. After Plaintiff received his Right to Sue Notice, December 21, 2007, Plaintiff filed leave to amend her complaint. Plaintiff attached a proposed amended complaint, deleting the charges of retaliation as

Exhibit b



they were not ripe at the time of the filing of the complaint. At that time Plaintiff filed the underlying Complaint. This Complaint was filed as a result of the May 2007 EEOC charge.

4. This Honorable Court granted Plaintiff's Motion to Amend his Complaint.
5. *Federal Rules of Civil Procedure*, Rule 42 (a) addresses the consolidation of federal cases. This rule does not make the consolidation of cases compulsory. This rule leaves the decision of whether to consolidate cases to the discretion of the trial court. This rule clearly states that the court may consolidate actions that have a common question of law or fact. It in no way mandates that the trial court consolidate all cases that have common facts and/or common legal questions.
6. Though there are common facts in the two cases, the disposition of the said cases in no way requires that the cases be consolidated. The Defendant will not be prejudiced by allowing the cases to be tried separately. The Plaintiff has paid separate filing fees to ensure that the two cases will be tried separately.
7. As with *Dr. Robert J. Walker v. v. H. Council Treholm State Technical College, et al.*, Civil Action No. 2:06cv49-ID, "In deciding whether to order consolidation, the trial court must balance the probable savings of time and effort against the likelihood that a party may be prejudiced, inconvenienced or put to extra expense." The Plaintiff avers that

neither party will be prejudiced, or inconvenienced by separate trials.

Any expenses that will be had by the Defendant will be the same whether the cases are consolidated, or not. Further, there will be no measurable savings of time and effort if the cases are consolidated.

**WHEREFORE, PREMISES CONSIDERED,** the Plaintiff prays that this Honorable Court will not dismiss this action and consolidate it with *Crayton v. Alabama Department of Agriculture and Industries*, 2:07-CV-626-MEF.

Respectfully submitted,



Juraldine Battle-Hodge  
Attorney for the Plaintiff  
207 Montgomery Street, Suite 215  
Montgomery, Alabama 36104

**CERTIFICATE OF SERVICE**

We, hereby certify that, on the 24<sup>th</sup> day of March 2008, the foregoing document was served upon the following counsel of record by placing a copy of the same in the U.S. Mail, First Class postage prepaid, addressed as follows:

**Hon. E. Ham Wilson, Jr.  
Hon. Emily C. Marks  
Ball, Ball, Mathews & Novak, P.A.  
P.O. Box 2148  
Montgomery, Alabama 36102-2148**

  
\_\_\_\_\_  
OF COUNSEL

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

JOHN L. CRAYTON

Plaintiff,

v.

ALABAMA DEPARTMENT OF  
AGRICULTURE & INDUSTRIES

Defendant.

Case No.: 2:07cv1111-TFM

**DEFENDANT'S RESPONSE TO SHOW CAUSE ORDER RE: CONSOLIDATION**

COMES NOW, the defendant, Alabama Department of Agriculture & Industries, and submits the following response to this Court's Order to Show Cause as to why this case should not be consolidated with *Crayton v. Alabama Department of Agriculture & Industries*, 2:07CV626-MEF, both currently pending in the United States District Court for the Middle District of Alabama Northern Division. Defendant asserts that these two cases should be consolidated and would show as follows:

1. Plaintiff, John Crayton, filed *Crayton v. Alabama Department of Agriculture & Industries*, 2:07CV626-MEF on or about July 9, 2007, claiming race discrimination, and retaliation in violation of Title VII. (Ex. 1 - 2:07CV626-MEF Complaint). That matter is currently pending before Judge Fuller.

2. In that action, on December 21, 2007, the plaintiff filed a Motion for Leave to Amend the Complaint on the basis that he had discovered certain allegations in his Complaint were not ripe. (Ex. 2 - 2:07CV626-MEF Doc.10). The plaintiff attached his proposed Amended Complaint to his Motion to Amend. (Ex. 3 - 2:07CV626-MEF Doc.10-2). The proposed amended complaint omitted plaintiff's claim of retaliation and alleged facts related thereto. (*Id.*).

Exhibit 7

On January 3, 2008, the Court granted plaintiff's Motion for Leave to Amend the Complaint. (Ex. 4 - 2:07CV626-MEF Doc.11). The plaintiff filed his Amended Complaint on March 17, 2008. (Ex. 5 - 2:07CV626-MEF Doc. 13).

3. On December 21, 2007, plaintiff filed the current action against the defendant, Alabama Department of Agriculture & Industries. (Doc.1). In this second Complaint, the plaintiff brings a claim for retaliation pursuant to Title VII, the same claim omitted from Plaintiff's Amended Complaint in the previously filed action pending before Judge Fuller. (Doc. 1). The factual and legal allegations contained in the plaintiff's Complaint in the current action are those which were contained in the original Complaint submitted in the previously filed action pending before Judge Fuller (2:07CV626-MEF), namely retaliation based on alleged actions taken by the defendant after the plaintiff submitted a second charge of discrimination with the Equal Employment Opportunity Commission. (Id.) Thus, the allegations contained within the plaintiff's original Complaint in the first action pending before Judge Fuller relating to retaliation are alleged in a separate action in this Court in this, his second lawsuit.

4. The facts related to the plaintiff's claim for retaliation in the current lawsuit flow from alleged acts related to his race discrimination claim contained in the previously filed lawsuit. The allegations in both lawsuits arise from the same common nucleus of operative fact. The retaliation claim brought in this lawsuit is contained in the original complaint submitted in the previously filed action, but omitted by the plaintiff in his Amended Complaint (Ex. 3 - 2:07CV626-MEF Doc. 13). Further, the same parties and attorneys are involved in each lawsuit. Thus, judicial economy would be promoted by consolidation of these two cases.

5. Rule 42 of the Federal Rules of Civil Procedure provides that: "when actions involving a common question of law or fact are pending before the Court, it may order a joint

hearing or trial of any or all the matters in issue in the actions; it may order all the actions consolidated; and it may make such orders concerning proceedings therein as may tend to avoid unnecessary costs or delay.” The claims in both of the plaintiff’s cases pending in the Middle District of Alabama, Northern Division arise out of common questions of law and fact. Therefore, in order to avoid unnecessary cost and delay, these two cases should be consolidated.

Therefore, the defendant respectfully requests this Court, pursuant to Rule 42 of the Federal Rules of Civil Procedure, consolidate the current action with the matter pending before Judge Fuller (2:07CV626-MEF) in order to avoid unnecessary costs or delay.

/s/ Emily C. Marks  
EMILY C. MARKS

/s/ E. Hamilton Wilson, Jr.  
E. HAMILTON WILSON, JR.  
Attorneys for the Defendant

**CERTIFICATE OF SERVICE**

I hereby certify that on March 24, 2008, I electronically filed the foregoing with the Clerk of the Court, using the CM/ECF system which will send notification of such filing to the following:

Juraldine Battle-Hodge  
207 Montgomery St., Ste. 215  
Montgomery, AL 36104-3528

/s/ Emily C. Marks  
OF COUNSEL

IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

JOHN L. CRAYTON	)	
	)	
Plaintiff,	)	
v.	)	CASE NO. 2:07-cv-626-MEF
	)	
ALABAMA DEPARTMENT OF	)	(LEAD CASE)
AGRICULTURE & INDUSTRIES,	)	
	)	
Defendant.	)	

\*\*\*\*\*

JOHN L. CRAYTON	)	
	)	
Plaintiff,	)	
v.	)	CASE NO. 2:07-cv-1111-MEF
	)	
ALABAMA DEPARTMENT OF	)	(MEMBER CASE)
AGRICULTURE & INDUSTRIES,	)	
	)	
Defendant.	)	

**ORDER**

It is hereby ORDERED that the two cases listed above are CONSOLIDATED for all purposes pursuant to Federal Rule of Civil Procedure 42(a) because these cases involve common questions of law and fact. It is further ORDERED that case number 2:07cv626-MEF shall be designated as the lead case. The Clerk of the Court is hereby DIRECTED electronically docket a copy in each case. It is further ORDERED that all future filings shall bear the consolidated caption on this Order, but shall only be filed in the lead case.

DONE this the 1st day of April, 2008.

/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE

Exhibit 8



**DEPOSITION OF JOHN L. CRAYTON**

**April 17, 2008**

**Pages 1 through 180**

**PREPARED BY:**

**Haislip, Ragan, Green, Starkie & Watson, P.C.**

**566 South Perry Street**

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**Montgomery, AL 36104**

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*Exhibit 9*

Page 1

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

JOHN L. CRAYTON,  
Plaintiff,

vs. CIVIL ACTION NO.  
2:07cv626-MEF

ALABAMA DEPARTMENT OF  
AGRICULTURE & INDUSTRIES,

Defendant.

\*\*\*\*\*

DEPOSITION OF JOHN L. CRAYTON, taken pursuant to stipulation and agreement before Gina L. Haislip, Registered Professional Reporter and Commissioner for the State of Alabama at Large, in the Law Offices of Ball, Ball, Matthews & Novak, 2000 Interstate Park Drive, Montgomery, Alabama, on Thursday, April 17, 2008, commencing at approximately 10:25 a.m.

\*\*\*\*\*

Page 2

APPEARANCES

FOR THE PLAINTIFF:

Ms. Juraldine Battle-Hodge  
LAW OFFICES OF JURALDINE BATTLE-HODGE, PC  
Suite 251  
207 Montgomery Street  
Montgomery, AL 36104

FOR THE DEFENDANT:

Mr. E. Hamilton Wilson, Jr.  
Ms. Emily C. Marks  
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Suite 204  
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Montgomery, AL 36109

Mr. Robert J. Russell, Sr.  
Mr. Jeffrey T. Webb  
Attorneys at Law  
Department of Agriculture & Industries  
Post Office Box 3336  
Montgomery, AL 36109

\*\*\*\*\*

EXAMINATION INDEX

JOHN L. CRAYTON

BY MR. WILSON 5

\*\*\*\*\*

Page 3

EXHIBIT INDEX

DX

1 10/4/04 memo to Mr. Crayton from Mr. Hester 40  
2 10/15/04 memo to Mr. Hester from Mr. 47  
Crayton  
3 10/4/04 memo to Alabama Seed Dealers from 52  
Commissioner Sparks  
4 7/28/06 letter to Mr. Crayton from Mr. 100  
Hilburn and Mr. Murphy  
5 Statement from the Personnel Department 103  
showing a 5% across-the-board adjustment  
effective 9/1/06  
6 5/24/07 letter and attachment to Mr. 105  
Crayton from Ms. Brunson  
7 5/11/05 memo to Mr. Crayton, cc to Mr. 118  
Rigney, from Mr. Hester  
8 Employee Performance Appraisal Addendum 157  
dated 5/17/07

\*\*\*\*\*

Page 4

STIPULATION

It is hereby stipulated and agreed by and between counsel representing the parties that the deposition of

JOHN L. CRAYTON

is taken pursuant to the Federal Rules of Civil Procedure and that said deposition may be taken before Gina L. Haislip, Registered Professional Reporter and Commissioner for the State of Alabama at Large, without the formality of a commission, that objections to questions other than objections as to the form of the question need not be made at this time but may be reserved for a ruling at such time as the said deposition may be offered in evidence or used for any other purpose by either party provided for by the Statute.

It is further stipulated and agreed by and between counsel representing the parties in this case that the filing of said deposition is hereby waived and may be introduced at the trial of this case or used in any other manner by either party hereto provided for by the Statute regardless of the waiving of the filing of the same.

Page 5

1 It is further stipulated and agreed by and  
2 between the parties hereto and the witness that the  
3 signature of the witness to this deposition is hereby  
4 waived.

5 \*\*\*\*\*

6 JOHN L. CRAYTON

7 The witness, after having first been duly  
8 sworn to speak the truth, the whole truth and nothing  
9 but the truth testified as follows:

10 EXAMINATION

11 BY MR. WILSON:

12 Q. State your name for us, please, sir.

13 A. Name is John L. Crayton.

14 Q. Dr. Crayton, my name is Ham Wilson. I'm  
15 representing the Department of Agriculture in  
16 this lawsuit that you filed. I'm going to  
17 take your deposition this morning and ask you  
18 some questions about your lawsuit. If at any  
19 time during the course of the deposition you  
20 need to take a break, talk to your lawyer,  
21 just let us know, and we'll do so. Okay?  
22  
23

Page 6

1 Q. You've given a deposition before, have you  
2 not?

3 A. Yes, I have.

4 Q. And have you given depositions in your  
5 capacity as an employee with the Department of  
6 Agriculture?

7 A. Yes.

8 Q. Just ballpark, about how many depositions have  
9 you given in the last five years?

10 A. One.

11 Q. Oh, just one? When was that last deposition?  
12 Do you remember?

13 A. Year before last.

14 Q. And what kind of case was that?

15 A. It was a seed case.

16 Q. And was your deposition just taken -- Were you  
17 a fact witness or expert witness?

18 A. Expert witness.

19 Q. And do you recall who took that deposition?

20 A. No, I don't.

21 Q. Do you recall what case it was?

22 A. Etheridge versus Greene County Co-op.

23 Q. Etheridge versus Greene County Co-op?

Page 7

1 Was it the plaintiff or the defendant  
2 taking your deposition? Do you remember? The  
3 attorney for the plaintiff or the --

4 A. Both attorneys were taking it.

5 Q. Do you recall who noticed your deposition, who  
6 asked you to be at the deposition?

7 A. No, I don't recall.

8 Q. Do you have a copy of that deposition?

9 A. Yes.

10 Q. Have you testified in court concerning that  
11 lawsuit?

12 A. No.

13 Q. All right. Give me a description of your  
14 educational background, please, sir.

15 A. I have a master's degree in plant and soil  
16 science, emphasis in seed germination.

17 Q. You have an undergraduate degree from where?

18 A. Grambling State University.

19 Q. In what year?

20 A. 1967.

21 Q. In what year did you get your master's degree?

22 A. 1981.

23 Q. Where did you get your master's from?

Page 8

1 A. Tuskegee University.

2 Q. And did you get that master's degree while you  
3 were employed with the Department of  
4 Agriculture?

5 A. I completed it while I was employed.

6 Q. How long did it take you to get your master's  
7 approximately?

8 A. Roughly three years.

9 Q. Did the Department of Agriculture encourage  
10 you to get this master's degree?

11 A. No. I came to Alabama for the purpose of  
12 getting a master's degree.

13 Q. Tell me where you reside.

14 A. 124 Elm Drive, Montgomery, zip code 36117.

15 Q. And how long have you lived at that address,  
16 Dr. Crayton?

17 A. 32 years.

18 Q. Are you married?

19 A. Yes, I am.

20 Q. What's your wife's name?

21 A. Evelyn Ford Crayton.

22 Q. And is she employed?

23 A. Yes, she is.

Page 9

1 Q. Where does she work?  
 2 A. Alabama -- Well, Auburn University.  
 3 Q. In what capacity?  
 4 A. She's assistant director of human and family  
 5 resources.  
 6 Q. Does she work in Auburn, Alabama --  
 7 A. Yes.  
 8 Q. -- at Auburn University?  
 9 A. Yes, she does.  
 10 Q. And how long has she been employed with  
 11 Auburn?  
 12 A. 30 years.  
 13 Q. Do you have any relatives that reside within  
 14 the Middle District of Alabama?  
 15 A. No.  
 16 Q. Do you have any children over the age of 19  
 17 that live in this area?  
 18 A. I have a younger son that lives in Huntsville.  
 19 Q. When were you first employed with the  
 20 Department of Agriculture?  
 21 A. May 1976.  
 22 Q. And I think you've told me you graduated from  
 23 Grambling in '67. Just tell me briefly what

Page 10

1 you did between '67 and '76.  
 2 A. I taught school for a year. I was drafted in  
 3 April of '68. I served two years in the Army,  
 4 tour in Vietnam. I was discharged February of  
 5 '70 from the Army.  
 6 And I worked a year and a half, I think,  
 7 at -- for an electric company in St. Louis,  
 8 Missouri. I applied for graduate school at  
 9 Tuskegee and was accepted, and I came to  
 10 Alabama in '71.  
 11 Q. Did you go back to school in '71?  
 12 A. '72.  
 13 Q. '72?  
 14 A. Yes.  
 15 Q. Well, let me ask you this first. You said you  
 16 taught school after you graduated from  
 17 Grambling. Where did you teach school?  
 18 A. Small town in Louisiana. Alto High School in  
 19 Rayville, Louisiana.  
 20 Q. And then you were drafted in '68?  
 21 A. Right.  
 22 Q. What branch of service did you serve with?  
 23 A. The Army.

Page 11

1 Q. And you did a tour in Vietnam?  
 2 A. Yes, I did.  
 3 Q. What was your rank at discharge?  
 4 A. E-5.  
 5 Q. How long were you in Vietnam?  
 6 A. A year, 12 months.  
 7 Q. When you moved back to Alabama, did you come  
 8 back -- did you start school again or enroll  
 9 in some school in '72?  
 10 A. I came to Alabama for the purpose of entering  
 11 graduate school at Tuskegee.  
 12 Q. And did you enter in '72 graduate school?  
 13 A. Yes.  
 14 Q. Was it as a full-time student or part time?  
 15 A. Full time.  
 16 Q. And did you obtain a degree?  
 17 A. I did.  
 18 Q. What degree did you get?  
 19 A. Master's.  
 20 Q. Is that the same master's that you told me you  
 21 got in '81?  
 22 A. Yes.  
 23 Q. So help me out here. You started in '72 and

Page 12

1 you got your --  
 2 A. I finished my coursework. After finishing  
 3 coursework, I was still doing research. And I  
 4 continued to register -- Well, one of the  
 5 requirements is that you have to be registered  
 6 in order to do research, and so I registered  
 7 for research and completed my research and  
 8 writing my -- and analyzing my research and  
 9 writing my thesis.  
 10 Q. And you completed that program in 1981.  
 11 A. My degree was awarded in '81, yes, sir.  
 12 Q. And again, that was a master's in what?  
 13 A. Plant and soil science.  
 14 Q. Did you have any employment between '72 and  
 15 '76 when you went to work for the Department  
 16 of Agriculture?  
 17 A. I worked I think it was about a -- I'm not  
 18 sure what -- a year, I think it was, with  
 19 Youth Service, Alabama Department of Youth  
 20 Service.  
 21 Q. Was that in Macon County?  
 22 A. No, that was --  
 23 Q. Here?

Page 13

1 A. -- Montgomery County.  
 2 Q. Okay. When you were hired with the Department  
 3 of Agriculture in May of '76, what position  
 4 were you hired for?  
 5 A. Seed analyst.  
 6 Q. And at that time was your office located in  
 7 downtown Montgomery?  
 8 A. I was in the current location, 1445 Federal  
 9 Drive.  
 10 Q. In the Beard Building?  
 11 A. Yes.  
 12 Q. And how long did you stay in your position as  
 13 a seed analyst?  
 14 A. 25 years.  
 15 Q. And you were elevated to the position as a  
 16 program director for the seed program; is that  
 17 right?  
 18 A. Yeah. That was my final promotion, yes.  
 19 Q. And how long did you serve in that position?  
 20 A. Well, I'm in that position now as program  
 21 director and my title is program director.  
 22 Q. All right. Let me back up. Prior to I  
 23 believe it's September of 19 -- I'm sorry,

Page 14

1 September of 2006, what position were you in?  
 2 You were a program director, but what was your  
 3 title?  
 4 A. Well, that was my title.  
 5 Q. I'm asking you what was it prior to September  
 6 of 2006.  
 7 A. Program director, seed -- well, seed program  
 8 director. I think that's -- I'm not clearly  
 9 sure what -- you know, because they changed --  
 10 it was changed -- continually changing from  
 11 time to time. So I think that it was program  
 12 director of seeds.  
 13 Q. And you had been in that position prior to  
 14 September of 2006 for how long?  
 15 A. 2006. Six or seven. About seven years, seven  
 16 or eight years.  
 17 Q. And when you were first elevated to that  
 18 position, who was your supervisor? Do you  
 19 recall?  
 20 A. Wilma Fitzpatrick.  
 21 Q. And what was Ms. Fitzpatrick's position at  
 22 that time?  
 23 A. Program director.

Page 15

1 Q. And she's still employed with the department,  
 2 is she not?  
 3 A. Yes, she is.  
 4 Q. What is her position today? Do you know?  
 5 A. Program director.  
 6 Q. How long did Ms. Fitzpatrick stay your  
 7 supervisor?  
 8 A. I can't recall. It was -- Two years, I think.  
 9 Q. About two years?  
 10 And Ms. Fitzpatrick is a black female?  
 11 A. Yes, she is.  
 12 Q. Why was she discontinued as your supervisor?  
 13 A. I don't know.  
 14 Q. Who replaced her?  
 15 A. Lance Hester and Doug Rigney.  
 16 Q. Lance Hester and Doug Rigney?  
 17 A. Yes.  
 18 Q. And do you remember what year that occurred?  
 19 A. I think it was 2005, I think it was. I'm not  
 20 sure.  
 21 Q. And at the time Mr. Hester and Mr. Rigney  
 22 became your supervisors, what were their  
 23 positions?

Page 16

1 A. Lance Hester was -- I think at that point he  
 2 was division director. And Doug Rigney was  
 3 deputy commissioner, I think.  
 4 Q. Tell me when you first were assigned a vehicle  
 5 by the Department of Agriculture.  
 6 A. I'm not sure. Probably around '0 --  
 7 Q. Just ballpark.  
 8 A. '04, I think.  
 9 Q. You didn't have a vehicle assigned to you back  
 10 in the late '90s?  
 11 A. No.  
 12 Q. So it was sometime in '04 that you first got a  
 13 vehicle?  
 14 A. I'm sure -- Well, I'm not sure, but I think it  
 15 was somewhere -- My vehicle was -- I only had  
 16 my vehicle for a short while, and I think the  
 17 governor had all the -- all vehicles taken up.  
 18 Q. So you think you were assigned a vehicle  
 19 sometime in '04.  
 20 A. I -- I think so, but I'm not sure.  
 21 Q. Okay. But you only had it for a short period  
 22 of time.  
 23 A. Yes.



Page 17

1 Q. Why were you assigned a vehicle?  
2 A. My job required me to travel.  
3 Q. In your position as --  
4 A. Program director.  
5 Q. For the seed program.  
6 A. Yes.  
7 Q. And how often would you travel during the  
8 week?  
9 A. At that time I wasn't. My -- The job  
10 situation was such that I didn't have time to  
11 travel.  
12 Q. Okay. So you just basically used the car to  
13 go to and from work?  
14 A. Right. I attend meetings in Auburn  
15 periodically, but ...  
16 Q. How often would you travel to Auburn?  
17 A. Maybe twice a year.  
18 Q. And how long did you have that vehicle before  
19 the governor's order came down about  
20 restricting vehicles for State employees?  
21 A. I don't remember.  
22 Q. Would it have been less than a year?  
23 A. Oh, yes.

Page 18

1 Q. How did you become aware of the governor's  
2 directive concerning State vehicles?  
3 A. Well, it was in the news and department --  
4 There was a memo put out in the department  
5 that all vehicles will be recalled because of  
6 the budget crunch.  
7 Q. And the governor's directive?  
8 A. Yes.  
9 Q. Do you remember who sent that memo out?  
10 A. No, I don't.  
11 Q. Did you discuss that with anyone?  
12 A. Well, it was my supervisor -- Well, I think it  
13 was my supervisor who at that point I think  
14 was Ronnie Murphy.  
15 Q. Did you make a request of Mr. Murphy that you  
16 be able to keep your vehicle at that point?  
17 A. No, it wasn't a -- just a -- It wasn't a  
18 discussion that I initiated. It was a staff  
19 meeting and where the discussion came up that  
20 all vehicles would be taken up.  
21 Q. Well, did you ever ask Mr. Murphy or request  
22 of Mr. Murphy that you be able to keep your  
23 vehicle?

Page 19

1 A. No, I didn't.  
2 Q. And there were other employees at the  
3 department who also lost their vehicle,  
4 correct?  
5 A. Yes.  
6 Q. Black and white.  
7 A. Yes.  
8 Q. Now, at some point -- and again, I believe  
9 it's sometime in -- and my dates may be wrong,  
10 but sometime in September of 2006 when your  
11 position changed or your job duties changed,  
12 you were assigned a vehicle; is that correct?  
13 A. Yes.  
14 Q. Okay. And why were you assigned a vehicle?  
15 A. Well, a group of us -- a group of us had gone  
16 down to ASEA complaining about the racial  
17 conditions in the department. And that was  
18 one of the topics that was brought up was the  
19 fact that at that point vehicles had been  
20 reissued, and we had noticed that blacks had  
21 not -- and myself included, along with Wilma,  
22 had not received vehicles and wasn't never  
23 offered -- the vehicle was never offered to

Page 20

1 us.  
2 Q. In June of 2006 did you have a need for a  
3 State vehicle other than getting to and from  
4 work?  
5 A. Well, I was -- I was request -- In my new  
6 duties, my current duties, I was -- part of my  
7 duty was to travel to the different  
8 universities, mainly Auburn, Tuskegee and  
9 other -- and attend other professional  
10 meetings as it related to genetically modified  
11 engineering plants in agriculture.  
12 Q. All right. I understand that in this new  
13 position that you were assigned in September  
14 of 2006, your duties and responsibilities  
15 changed, correct?  
16 A. Correct.  
17 Q. Required more travel or required travel.  
18 A. Right.  
19 Q. And you were assigned a vehicle.  
20 A. Yes.  
21 Q. Right. But when you met with the State  
22 Employees Association back in June of 2006,  
23 you hadn't been assigned to that position yet,

<p style="text-align: right;">Page 21</p> <p>1 had you?</p> <p>2 A. No.</p> <p>3 Q. And you didn't need a vehicle at that point</p> <p>4 other than to go to and from work.</p> <p>5 A. Well, my duties as program director in the</p> <p>6 seed division was still the same. They had</p> <p>7 not changed.</p> <p>8 Q. Right. But I think you already told me that</p> <p>9 you only went to Auburn maybe twice a year,</p> <p>10 and you mainly used your State vehicle to</p> <p>11 drive from home to work each day; is that</p> <p>12 correct?</p> <p>13 A. Well, mainly, yes. But my job entailed</p> <p>14 traveling across the state to visit seed</p> <p>15 outlets and to visit with inspectors.</p> <p>16 Q. How often would you do that?</p> <p>17 A. I never did do it.</p> <p>18 Q. If you needed to do that, you could have</p> <p>19 gotten a car out of the pool or -- I mean,</p> <p>20 they had vehicles available if you needed to</p> <p>21 travel during the workday, correct?</p> <p>22 A. Yes.</p> <p>23 Q. When you had this meeting with the -- And I'm</p>	<p style="text-align: right;">Page 23</p> <p>1 A. No, I don't.</p> <p>2 Q. I want to ask you some questions, Mr. Crayton,</p> <p>3 specifically about the complaint that's been</p> <p>4 filed in this case, the consolidated case.</p> <p>5 MR. WILSON: I'm looking at the</p> <p>6 amended complaint.</p> <p>7 MS. BATTLE-HODGE: Is that the</p> <p>8 amended?</p> <p>9 MR. WILSON: Uh-huh (positive</p> <p>10 response).</p> <p>11 MS. BATTLE-HODGE: Okay.</p> <p>12 Q. I'm looking on page 3. And in paragraph seven</p> <p>13 you state there that you began working for the</p> <p>14 Department of Agriculture in May of 1976. I</p> <p>15 think that's what you told me earlier,</p> <p>16 correct?</p> <p>17 A. Right.</p> <p>18 Q. And then in that next paragraph you state that</p> <p>19 from January 2002 to July 2006 you were</p> <p>20 constantly harassed and discriminated in every</p> <p>21 aspect of your duties as seed program director</p> <p>22 by Ronnie Murphy, Lance Hester, Doug Rigney,</p> <p>23 and Ron Sparks.</p>
<p style="text-align: right;">Page 22</p> <p>1 going to ask about this meeting later, but you</p> <p>2 referenced the meeting you had with the State</p> <p>3 Employees Association. I think it was in June</p> <p>4 of 2006. Were there any specific complaints</p> <p>5 about individuals within the department who</p> <p>6 had been assigned vehicles as opposed to those</p> <p>7 who had not received vehicles?</p> <p>8 A. Well, we had noticed that the whites had</p> <p>9 received their vehicles back, and many of them</p> <p>10 were just traveling from home to work daily.</p> <p>11 Q. Who were those whites that you indicate?</p> <p>12 A. Right offhand, I can't remember their names.</p> <p>13 Q. And who were some of the blacks who had not</p> <p>14 received vehicles that you believe should have</p> <p>15 received a vehicle?</p> <p>16 A. Well, myself and Wilma Fitzpatrick.</p> <p>17 Q. And when did you notice that vehicles were</p> <p>18 being reassigned to department employees?</p> <p>19 A. I -- I don't have a -- I can't put a date to</p> <p>20 it. It was over a period of time that the</p> <p>21 cars were reissued.</p> <p>22 Q. Do you have a judgment as to over this period</p> <p>23 of time about how many cars were reissued?</p>	<p style="text-align: right;">Page 24</p> <p>1 What's the basis of that claim?</p> <p>2 A. Well, my data -- my database was constantly</p> <p>3 being queried and -- and they were constantly</p> <p>4 questioning me as to why I would make</p> <p>5 violation of certain lots of seeds that we</p> <p>6 tested. And it was a constantly ongoing</p> <p>7 situation where that they were constantly</p> <p>8 scrutinizing the decisions that I made.</p> <p>9 And neither one of these individuals had</p> <p>10 any kind of background in laboratory work, you</p> <p>11 know, the requirements as they related to seed</p> <p>12 testing and the rules for testing seeds</p> <p>13 specifically spelled out as to how tests was</p> <p>14 to be handled and how -- you know, what the</p> <p>15 requirements were in making decisions as to</p> <p>16 whether or not a lot of seed was to be</p> <p>17 violated.</p> <p>18 Q. Tell me, if you could, just explain to me as</p> <p>19 the seed program director, what were your</p> <p>20 duties and responsibilities.</p> <p>21 A. To enforce the Truth in Labeling Law as it</p> <p>22 relates to seeds, the seed industry.</p> <p>23 Q. And to do that, what do you have to do?</p>

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1 A. Well, we follow rules for testing seeds and  
 2 the rules that was set up by the Association  
 3 of Official Seed Analysts. And those rules  
 4 were put together by university professors who  
 5 test the seeds and put together these set of  
 6 rules, and it was a set of rules that was  
 7 followed by all State labs across the United  
 8 States and even private labs.  
 9 Q. And whose seeds are you testing?  
 10 A. Farmers' seeds and seeds that was being sold  
 11 by the seed -- a seed outlet, wholesale and  
 12 resell businesses.  
 13 Q. So farmers and sellers of seeds would submit  
 14 samples to your office for testing; is that  
 15 correct?  
 16 A. They were -- Well, unofficial samples were  
 17 submitted by individual farmers and private  
 18 individuals. Official samples was -- they  
 19 were collected by State inspectors following a  
 20 certain set of rules as to when -- You know,  
 21 the -- a test was only good for nine months.  
 22 And inspectors would visit wholesale and  
 23 retail outlets checking the labels as far as

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1 checking for expiration test dates and pulling  
 2 samples and either sending them in or bringing  
 3 them into the lab.  
 4 Q. Am I correct that before these seeds can be  
 5 transferred or sold in commerce, interstate  
 6 commerce or intrastate commerce, they have to  
 7 be tested by a lab?  
 8 A. They must have a current test date, yes.  
 9 Q. Right. Either a private lab or the Department  
 10 of Agriculture's lab.  
 11 A. Right.  
 12 Q. So your lab actually competes with private  
 13 testing labs; is that correct?  
 14 A. No.  
 15 Q. Why not?  
 16 A. We never did -- Well, we weren't in  
 17 competition with private labs. Seeds are --  
 18 Seed lots could be tagged using private  
 19 laboratories, but -- that way they could enter  
 20 interstate and intrastate commerce.  
 21 Q. Right. But am I correct that before the seeds  
 22 can be transferred in interstate commerce,  
 23 they have to have your certification?

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1 A. No, they don't have to have my certification.  
 2 We don't certify. We -- They have to have a  
 3 test date. They have to be labeled. The lot  
 4 has -- was required to be labeled.  
 5 Q. By your department?  
 6 A. If they were in intrastate commerce in the  
 7 state of Alabama, yes.  
 8 Q. Right. And is it important that when you  
 9 received these samples that they be tested and  
 10 the results timely be given to these seed  
 11 suppliers or farmers?  
 12 A. Yes.  
 13 Q. Now, you told me, you said that your database  
 14 was being queried. Who was looking into your  
 15 database?  
 16 A. Ronnie Murphy had a young man by the name of  
 17 Donnie Walker to query the database.  
 18 Q. And how did that affect your ability to do  
 19 your job?  
 20 A. It wasn't that -- It did not affect my ability  
 21 to do my job, but it was just that it was  
 22 constantly -- he was constantly questioning  
 23 me. And due to the fact that we were

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1 shorthanded, my time was very limited as to  
 2 spending time outside of the laboratory. At  
 3 that time we only had it was three analysts,  
 4 and the workload was -- was such that it  
 5 required all my time.  
 6 Q. From the period of January 2002 through July  
 7 of 2006, approximately how many seed analysts  
 8 did you have under your authority?  
 9 A. Well, there were three seed analysts. And I  
 10 need to bring -- you know, clarify that in  
 11 that there were three trained seed analysts.  
 12 And we hired -- If I'm not mistaken, I think  
 13 we hired two more analysts, and we was in the  
 14 process of training those analysts, which  
 15 further put -- taxed our output.  
 16 Q. Because you had to train them?  
 17 A. Right.  
 18 Q. How many seed analysts are there today, that  
 19 are in that program today? Do you know?  
 20 A. I think there's five.  
 21 Q. Would that include the two that were being  
 22 trained back in '06 or --  
 23 A. Well, one has left.



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<p>1 Q. And who is in charge of the seed program now?</p> <p>2 A. I really don't know.</p> <p>3 Q. Look on page 11 of your amended complaint</p> <p>4 there, if you would, paragraph 36. You state</p> <p>5 that you were the first black to hold the</p> <p>6 position of seed program director; is that</p> <p>7 correct?</p> <p>8 A. Right.</p> <p>9 Q. And you said that your position was awarded to</p> <p>10 a less qualified white following your</p> <p>11 reassignment.</p> <p>12 Are you referencing your reassignment to</p> <p>13 the genetically modified program?</p> <p>14 A. Right.</p> <p>15 Q. Who was that less qualified white that was</p> <p>16 placed in your position?</p> <p>17 A. Benny Hitch.</p> <p>18 Q. And is he in that position today?</p> <p>19 A. They have him as program -- director of ag</p> <p>20 compliance, but my duties, the duties that I</p> <p>21 was performing, is under his supervision.</p> <p>22 Q. Under his supervision?</p> <p>23 A. Right. He's doing those jobs that I was</p>	<p>1 become certified as a seed specialist?</p> <p>2 A. After I became program director.</p> <p>3 Q. And did you -- Well, why didn't you ever</p> <p>4 become certified?</p> <p>5 A. At this point I didn't see no need in -- With</p> <p>6 my advanced degree and my research and my</p> <p>7 years of experience, I didn't see no need.</p> <p>8 Q. Does that position today require that that</p> <p>9 individual be certified as a seed specialist?</p> <p>10 A. No.</p> <p>11 Q. Go back to page 3, if you would. In paragraph</p> <p>12 nine you're stating that in your position as</p> <p>13 State seed program director, your job was to</p> <p>14 enforce this Truth in Labeling Law. Tell me</p> <p>15 again what that law is.</p> <p>16 A. Well, as it relates to seeds, there has to</p> <p>17 be a claim -- in order for a product or a seed</p> <p>18 product to be sold in the state of Alabama, it</p> <p>19 has to have -- it has to carry a claim as to</p> <p>20 its purity and to its quality. Purity and</p> <p>21 quality.</p> <p>22 Q. Is that a state law or a federal law?</p> <p>23 A. Well, the Truth in Labeling Law is both</p>
Page 30	Page 32
<p>1 doing.</p> <p>2 Q. What position does -- Is it Andrae McMillian?</p> <p>3 A. Yes.</p> <p>4 Q. What position does he hold?</p> <p>5 A. I think that they have promoted him to unit</p> <p>6 manager or something.</p> <p>7 Q. And is he not doing the work that you</p> <p>8 previously were doing prior to September of</p> <p>9 2006?</p> <p>10 A. No.</p> <p>11 Q. And is he white or black?</p> <p>12 A. He's black.</p> <p>13 Q. And how long has he been with the department?</p> <p>14 Do you know?</p> <p>15 A. I can't -- not -- Right offhand, I don't</p> <p>16 remember.</p> <p>17 Q. More than four or five years?</p> <p>18 A. I think five, maybe six.</p> <p>19 Q. Okay. Is he a certified seed specialist?</p> <p>20 A. Yes, he is.</p> <p>21 Q. Are you?</p> <p>22 A. No, I'm not.</p> <p>23 Q. Okay. Were you ever requested or asked to</p>	<p>1 federal and state.</p> <p>2 Q. Okay. And you say in paragraph 10 that your</p> <p>3 regulatory and administrative duties were</p> <p>4 gradually being taken away and given to</p> <p>5 agriculture compliance, in violation of state</p> <p>6 codes. What state codes are you referring to</p> <p>7 there?</p> <p>8 A. The state codes in agriculture that -- I don't</p> <p>9 have that with me, but there is a set of codes</p> <p>10 that regulates agriculture in the state of</p> <p>11 Alabama.</p> <p>12 Q. And you're saying your duties were being taken</p> <p>13 away and given to agriculture compliance?</p> <p>14 A. Yes.</p> <p>15 Q. Okay. And who was in charge of agriculture</p> <p>16 compliance?</p> <p>17 A. Benny Hitch.</p> <p>18 Q. And what duties are you referring to?</p> <p>19 A. Administrative duties, clerical duties, all --</p> <p>20 You'll have to read the code. And it</p> <p>21 specifically state that all the administrative</p> <p>22 and clerical duties as it relates to the seed</p> <p>23 program would be conducted by the individual</p>

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1 who's responsible for that -- in that  
 2 position.  
 3 Q. And how did that affect your ability to do  
 4 your job?  
 5 A. Well, it was a constant harassment. And  
 6 here -- you know, racism, you know, it takes  
 7 many faces. And in this day and time, it's  
 8 not as blatant as it was in the '50s and the  
 9 '60s. They are not -- You know, they're just  
 10 not -- they're not as blatant in their  
 11 attacking individuals of color as they were in  
 12 the '50s and '60s.  
 13 Q. But you felt like this was being done because  
 14 you were black?  
 15 A. Well, they wanted me out of the position, and  
 16 they wanted --  
 17 Q. And is that the position of State seed program  
 18 director?  
 19 A. Right.  
 20 Q. Okay. And when you say they wanted me out of  
 21 the position, who are you talking about?  
 22 A. Ronnie Murphy, Ron Sparks, Doug Rigney, Lance  
 23 Hester.

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1 Q. And it's your position they wanted you out  
 2 just because you were black.  
 3 A. That was a major factor in it, yes.  
 4 Q. What other factors would be in it?  
 5 A. Well, I -- Well, that -- well, as -- Right  
 6 offhand, I can't come up with another thing.  
 7 Q. Let's look at paragraph 14 on the following  
 8 page there. You say that on April 30th of  
 9 2003, you applied for the position of division  
 10 director. Do you recall that?  
 11 A. Yes.  
 12 Q. And how did that come about that you applied  
 13 for that position?  
 14 A. Well, it was announced and I applied.  
 15 Q. Who announced it?  
 16 A. It was put in the job announcement from  
 17 Personnel downtown, and I'm assuming that the  
 18 department had requested the register to be  
 19 established.  
 20 Q. And so you applied for that position?  
 21 A. Yes, I did.  
 22 Q. And you said you were ranked four out of  
 23 eight; is that right?

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1 A. I think about -- Yes.  
 2 Q. Do you know who was ranked above you?  
 3 A. Lance Hester.  
 4 Q. Do you know what --  
 5 A. No, wait a minute. I take that -- George  
 6 Paris was above me.  
 7 Q. Do you know what position he was ranked at?  
 8 A. He was ranked number three, I think.  
 9 Q. Do you know who was ranked -- Well, George  
 10 Parish, is he black?  
 11 A. Yes.  
 12 Q. And do you know who was ranked number two?  
 13 A. Lance Hester.  
 14 Q. And who was ranked number one?  
 15 A. I can't think of the gentleman's name.  
 16 Q. And you say the position was awarded to  
 17 Mr. Hester.  
 18 A. Yes.  
 19 Q. And that you had a master's degree and he did  
 20 not.  
 21 A. Right.  
 22 Q. And you claim you were denied this promotion  
 23 because of your race.

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1 A. My -- Well, I was ranked on the register in a  
 2 racial -- I mean, I think that it was racially  
 3 controlled in the sense that the department  
 4 has inroads in Personnel, and they call and  
 5 they make requests of individuals in State  
 6 Personnel.  
 7 Q. Who did the ranking?  
 8 A. I don't know.  
 9 Q. Is that the State Personnel Board that does  
 10 the ranking?  
 11 A. Well, they assign analysts to those ...  
 12 Q. But that's not the Department of Agriculture  
 13 that determines where you place on the  
 14 register, is it?  
 15 A. Well, they influence who is placed where the  
 16 on the register.  
 17 Q. Who is they?  
 18 A. The commissioner and -- Well, mainly the  
 19 commissioner.  
 20 Q. Do you have any knowledge that the  
 21 commissioner had any influence at all about  
 22 where you were placed on the register at this  
 23 particular time?

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1 A. Right offhand, no.  
 2 Q. In fact, back during this period of time, was  
 3 it your understanding that there was a  
 4 directive in place that a less-qualified  
 5 white -- or strike that -- there was a  
 6 directive in place that you -- a department or  
 7 a State agency could not award a position to a  
 8 white who had the same qualifications as a  
 9 black at that time?  
 10 A. I'm familiar with the Frazer rule.  
 11 Q. Tell me what your understanding of the Frazer  
 12 rule is.  
 13 A. That a black cannot be skipped over to hire a  
 14 white.  
 15 Q. Okay. And it's your contention that  
 16 Mr. Hester was less qualified than you were?  
 17 A. Yes.  
 18 Q. And when is it your understanding that  
 19 Mr. Hester assumed the position of program --  
 20 or division director?  
 21 A. I can't put a date to it.  
 22 Q. Would it have been sometime after April of  
 23 '03? Is that right?

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1 A. I can't -- I can't put a date to it.  
 2 Q. All right. Well, when you found out that he  
 3 had been awarded this position and you had  
 4 not, did you make any complaints to anyone at  
 5 the Department of Agriculture?  
 6 A. No.  
 7 Q. Let me go to paragraph 15. And you make an  
 8 assertion in paragraph 15 of your amended  
 9 complaint that on October 4th of 2004, you  
 10 were summoned to the commissioner's office in  
 11 the afternoon and that you met with several  
 12 individuals, including Commissioner Sparks,  
 13 and that you were given a letter of reprimand  
 14 for failing to perform your job properly; is  
 15 that right?  
 16 A. Right.  
 17 Q. What was the basis for the reprimand, as you  
 18 recall?  
 19 A. Well, that was the basis. They said that I  
 20 didn't perform my job properly.  
 21 Q. Did they give you any specifics about why you  
 22 were being reprimanded?  
 23 A. Well, there were three letters that I -- I

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1 think that was after the fact that I -- that I  
 2 was given, a letter of complaint from Bragg  
 3 Farm by Jeannie Bragg and a letter from I  
 4 think UAB Southeast and another letter. I  
 5 can't remember.  
 6 Q. What were these letters -- What were the  
 7 complaints contained in these letters?  
 8 A. Well, one -- one letter stated that they had  
 9 been having problems with the seed lab for the  
 10 past, oh, X number years. I can't remember  
 11 how many years it was. But, anyway, another  
 12 letter was from Bragg Farm saying that --  
 13 pretty much in the same vein, that they was  
 14 having problems receiving their test results  
 15 back from the seed lab. And I think all three  
 16 of them was pretty much in that same vein.  
 17 Q. And this would have been while you were the --  
 18 A. Program director.  
 19 Q. -- program director.  
 20 A. Yes.  
 21 Q. And you would agree that it is necessary and  
 22 it's -- for your department, the seed lab, to  
 23 get these test results back as quickly as

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1 possible.  
 2 A. Yes.  
 3 Q. I'm going to just show you what I've just  
 4 marked as Defendant's Exhibit 1 to your  
 5 deposition and just ask you if you can  
 6 identify that for me, please.  
 7 A. Yes.  
 8 (Defendant's Exhibit 1 was marked for  
 9 identification.)  
 10 Q. And that was the memorandum dated October 4th,  
 11 2004 that you were given at this meeting with  
 12 Commissioner Sparks --  
 13 A. Yes.  
 14 Q. -- in his office?  
 15 MS. BATTLE-HODGE: Do you have  
 16 another copy of that?  
 17 MS. MARKS: Just that one and your  
 18 copy.  
 19 MR. WILSON: Yeah. Do you want a  
 20 copy now?  
 21 (Discussion held off the Record.)  
 22 A. Now, I would like to explain this. In those  
 23 letters, during the time that -- when -- there

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<p>1 was a month -- Between August and September,  2 there was a decision made by the department to  3 change out their server, which is where all  4 the computerized program forms and documents  5 that everyone in the department uses,  6 especially those that are responsible for  7 permits and the likes -- The system went  8 down. And the first memo that came out, I  9 think, it was -- it informed everyone that the  10 system was going to be down for -- I don't  11 want to -- I think it was -- it was -- So the  12 first memo stated that the system was going to  13 be down for a week, I think it was.  14 And at that time we had the -- the seed  15 lab had enough work already in the system that  16 was in germination and coming out of  17 germination and being analyzed to have kept us  18 busy without having -- being -- without being  19 affected with the system being down.  20 And another memo came out later -- I  21 think it was a total of about three memos  22 during that period -- stating that they was  23 having problems trying to get -- you know, get</p>	<p>1 them. They were -- weren't able to do their  2 work even much longer than I was. You know, I  3 was affected by the system being down.  4 Q. And these memos are from who?  5 A. Tom Johnson and Annie Patterson. Tom Johnson  6 was over plant industry -- was responsible for  7 plant industry, and Annie Patterson was, I  8 think, auditing and reports.  9 Q. And these memos, were they sent to you or --  10 A. No, they were sent to IT.  11 Q. Okay. Did you send any memos to IT?  12 A. No, I did not.  13 Q. Did you develop any contingency plan to be  14 able to continue to get these sample results  15 back to suppliers and farmers during the  16 period of time that the --  17 A. Well --  18 Q. -- server was down?  19 A. My reporting the test results back, I was  20 still reporting my test results back in a  21 timely manner. I reverted to a generic letter  22 explaining to the industries that we weren't  23 able to give -- to give them the form that was</p>
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<p>1 things back online. And during that whole  2 period, we had -- the seed lab, as the program  3 director, we had enough work to keep us busy  4 without being affected and to get the test  5 results back out in a timely manner without  6 delaying anything.  7 And I went back and queried my database  8 after the fact. This was after the reprimand  9 and all the commotion about me not properly  10 doing my work. And I noticed that Bragg Farm  11 had a turnaround time of like 18 days, which  12 was better than the turnaround time that we  13 had established prior to the system being  14 down.  15 Q. (Mr. Wilson continuing) What was that  16 turnaround time?  17 A. 21 days.  18 Q. But there were other people during that period  19 of time that weren't getting their results  20 back within 21 days, weren't there?  21 A. Well, I have a memo from Tom Johnson and a  22 memo from Annie Patterson stating that they  23 were having -- it was a running thing with</p>	<p>1 developed for that purpose, but we were  2 sending them the test results, that they could  3 label their product and get them in the market  4 in a timely manner.  5 My lack of ability to get in and generate  6 the usual forms that we sent the report to --  7 the test results back out on was -- I reverted  8 to a generic letter where that we reported all  9 the test results back as a group instead of an  10 individual form for each test or each lot,  11 seed lot.  12 Q. Well, was that response sufficient to allow  13 these farmers and suppliers to sell their  14 seeds and --  15 A. Right.  16 Q. Okay. And if you were able to do that, how  17 come there were still complaints being made  18 about that the test results weren't being  19 returned in a timely manner?  20 A. Well, that's what I'm explaining to you now.  21 And I'm -- And I'm assuming, you know, and I  22 can assume that these -- these letters of  23 complaint was the result of soliciting by the</p>



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1 commissioner and my supervisor.  
 2 Q. Do you have any --  
 3 A. Well --  
 4 Q. -- evidence that that was done?  
 5 A. Well, my reporting and my test -- of the test  
 6 results and looking at and query -- and after  
 7 querying my database, that's the conclusion I  
 8 came to.  
 9 Q. That's what you base that statement on.  
 10 A. Right. There is no other reason why they  
 11 would ...  
 12 Q. Again referring you back to Defendant's  
 13 Exhibit 1, that's the memorandum that you  
 14 received at the meeting with the commissioner;  
 15 is that right?  
 16 A. Right.  
 17 Q. And without going through the memorandum in  
 18 total, I mean, the contents of the memorandum  
 19 state that the problems had been reported and  
 20 the problems that they attributed to you and  
 21 your department; is that correct?  
 22 A. This is what -- Yeah.  
 23 Q. And they were asking you to take steps to

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1 correct these problems; is that right?  
 2 A. I'm not following your question.  
 3 Q. Well, in this reprimand for failure to perform  
 4 job properly, it's asking you that the  
 5 purpose -- on the second page, that middle  
 6 paragraph, it says: The purpose of this  
 7 reprimand is to facilitate correction. In  
 8 other words, they were trying to address to  
 9 you that these problems that had been  
 10 reported, that they needed to be corrected.  
 11 Will you agree that's just what it says?  
 12 A. Yes.  
 13 Q. Okay. And they were also asking you in that  
 14 next paragraph, the next to the last  
 15 paragraph, that steps need to be taken to  
 16 assure similar problems do not reoccur.  
 17 Is that what it says?  
 18 A. Yes.  
 19 Q. And further in that paragraph it says: It  
 20 will be necessary for you to provide a written  
 21 weekly summary of the samples on hand in the  
 22 laboratory.  
 23 After October 4, 2004, did you continue

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1 to do that or did you do that?  
 2 A. Yes.  
 3 Q. And who would you have prepared those weekly  
 4 summaries for?  
 5 A. Lance Hester and Doug Rigney in our weekly  
 6 meeting.  
 7 Q. All right. And did you submit a response to  
 8 this reprimand?  
 9 A. Yes, I did.  
 10 (Defendant's Exhibit 2 was marked for  
 11 identification.)  
 12 Q. I want to show you what I'll mark as  
 13 Defendant's Exhibit 2. Is that a copy of the  
 14 memorandum dated October 15th, 2004 that you  
 15 sent to Lance Hester with copies to  
 16 Commissioner Sparks, Mr. Rigney, Mr. Murphy,  
 17 B. J. Russell and your Personnel Board file?  
 18 A. Yes.  
 19 Q. And when did you prepare this response?  
 20 A. It's dated October 15th.  
 21 Q. All right. And in that response I think you  
 22 outline some of the complaints that you had  
 23 been made aware of during that meeting on

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1 October 4th and some of the complaints that  
 2 are referenced in the memorandum of October  
 3 4th; is that correct?  
 4 A. Right.  
 5 Q. And I notice that at the bottom of page 3 and  
 6 on page 4, there's a cc to John Knight,  
 7 Chairman Ways & Means; Thomas E. Jackson,  
 8 Chairman Agriculture Committee; Thad Clammy --  
 9 is that Thad McClammy? -- Representative  
 10 District 76?  
 11 A. Right.  
 12 Q. And the Alabama State Employees Association.  
 13 A. Right.  
 14 Q. You furnished those individuals and that  
 15 entity with a copy of that memorandum?  
 16 A. I don't know if I did or not all of them. I  
 17 don't know if I did all of them or not.  
 18 Q. Why would you furnish John Knight a copy?  
 19 A. Well, I was being harassed and it was a  
 20 constant thing, and I wanted relief.  
 21 Q. You were being harassed because you had gotten  
 22 a reprimand on October 4th?  
 23 A. Well, that reprimand was part of the

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1 harassment.

2 Q. Okay. And what about Thomas Jackson, why

3 would you send him a copy of this?

4 A. He's on the ag board, I think.

5 Q. Okay. And Thad McClammy?

6 A. Well, I got to know him through my work --

7 volunteer work with -- in the community in

8 that he assisted us in that part of the

9 county, that part of Montgomery County in

10 establishing a volunteer fire department.

11 Q. Is he your State representative?

12 A. Yes.

13 Q. You live in his district?

14 A. I think I do, yes.

15 Q. Mr. Knight, Mr. Jackson, and Mr. McClammy,

16 they're all black, correct?

17 A. Right.

18 Q. But you don't know if you actually did send

19 them a copy of this exhibit?

20 A. John Knight got a copy. Thad McClammy got a

21 copy. But I don't know if I gave Tom Jackson

22 a copy.

23 Q. And you sent them a copy because you felt like

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1 this was part of the harassment you were

2 receiving.

3 A. Well, in an effort to get relief from the

4 hassle that I was being given, that I was

5 receiving through my employer, yes.

6 Q. Okay. And you contend that that harassment

7 was solely because you were black.

8 A. Well, my color had -- had -- played a factor

9 in it, a major factor in it, yes.

10 Q. Now, in paragraph 17, going back to page 5 of

11 your amended complaint -- it's on page 5 --

12 you state on October 7th that the commissioner

13 sent a letter to the Alabama seed industry and

14 to your counterparts, both state and federal,

15 informing them that he was taking over the

16 day-to-day operations of the program and that

17 any communication with the seed laboratory was

18 to be directed exclusively to him, Doug

19 Rigney, or Mr. Hester. And you say this was

20 another step in usurping your responsibilities

21 and authorities.

22 A. Right.

23 Q. Why do you say that? What's the basis of it?

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1 A. Well, it -- Well, I saw it -- I see it as

2 being, the fact that it -- he did that with --

3 Q. Were you communicating with these individuals

4 with the Alabama seed industry on a regular

5 basis?

6 A. The Alabama seed industry?

7 Q. Yes, sir.

8 A. Yeah.

9 Q. How often would you talk to the farmers and

10 seed suppliers and distributors in your job?

11 A. I would talk with them on a daily basis. The

12 Alabama Farmers Co-op, I would -- The seed

13 director at the Alabama Co-op, I would talk

14 with him at least twice a week.

15 Q. And what's his name?

16 A. Bill Carroll.

17 Q. Phil Carroll?

18 A. Bill Carroll.

19 Q. Bill Carroll?

20 A. Now, he's retired now.

21 Q. Okay. Was that located here in Montgomery?

22 A. It's in Decatur.

23 Q. Decatur.

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1 Did you feel that in your position as the

2 seed director, director of the seed program,

3 that you were communicating effectively and

4 efficiently with these farmers and seed

5 suppliers and distributors?

6 A. Yes.

7 Q. Would you agree that in October of 2004, for

8 whatever reason, there was a problem; there

9 were issues with reporting the test results

10 from the seed program?

11 A. No, I would not agree.

12 Q. You would agree that it is important to timely

13 report these seed results and return the

14 samples and the results to these farmers and

15 seed suppliers and distributors, correct?

16 A. Yes.

17 Q. I don't know if I showed you this, but what I

18 marked as Defendant's Exhibit 3, is that the

19 memorandum that you're referring to in

20 paragraph 17 of your amended complaint?

21 A. Yes.

22 (Defendant's Exhibit 3 was marked for

23 identification.)

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1 Q. How do you know who it was sent to?  
 2 A. In my communication with some of my  
 3 counterparts, well, I had -- well, I think it  
 4 was a week -- a week after this letter, I --  
 5 Well, Doug Rigney gave me a copy of this  
 6 letter, and I was talking with the director in  
 7 Arkansas. And we was in the process of  
 8 putting together a program, and I was waiting  
 9 on a phone call from him -- from her. And  
 10 after having not -- after not hearing from her  
 11 for a while, I called and -- to inquire about  
 12 the phone call that she was supposed to have  
 13 made to me, and then she informed me that --  
 14 that she didn't know what to do because of  
 15 this letter.  
 16 Q. Well, it says --  
 17 A. I think --  
 18 Q. It says: Any communication -- I'm sorry. It  
 19 says: Any communication with the seed  
 20 laboratory from this date forward should be  
 21 directed explicitly to Mr. Rigney or  
 22 Mr. Hester or to Commissioner Sparks.  
 23 A. Well, your question to me was how did I know

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1 that it was sent where, and I'm telling you  
 2 now. I mean, this is my explanation as to how  
 3 I knew that it was. He had sent it to other  
 4 states, not only, you know, to the seed  
 5 outlets and businesses here in Alabama.  
 6 Q. And who was that in Arkansas you spoke with?  
 7 A. Mary Smith.  
 8 Q. Is she still in that same position, to your  
 9 knowledge?  
 10 A. As far as I know.  
 11 Q. I want to ask you some questions about the  
 12 meeting that you had with the State Employees  
 13 Association in -- Do you remember when that  
 14 meeting was? Your complaint says it was in  
 15 June of '06. Is that correct?  
 16 A. Well, if the complaint is, yes.  
 17 MS. BATTLE-HODGE: What page are you  
 18 on?  
 19 MR. WILSON: Page 6.  
 20 MS. BATTLE-HODGE: Okay.  
 21 Q. Was that meeting with the State Employees  
 22 Association before the incident that you refer  
 23 to in paragraph 21 of your complaint or after?

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1 A. Well, that was after.  
 2 Q. So the meeting was after?  
 3 A. No, the incident was after.  
 4 Q. Okay. I just wanted to clarify that.  
 5 And prior to this meeting with the State  
 6 Employees Association, had you had any  
 7 discussions with anyone at the State Employees  
 8 Association about any of the issues that you  
 9 had with the Department of Agriculture?  
 10 A. Prior to -- Now, say that --  
 11 Q. Prior to June of '06, had you had any  
 12 discussions with anyone at the State Employees  
 13 Association about any issues that you had  
 14 concerning your employment with the Department  
 15 of Agriculture?  
 16 A. Oh, yes.  
 17 Q. Tell me about when you first contacted  
 18 somebody at the State Employees Association?  
 19 A. I contacted Norbert Williams immediately after  
 20 I received the reprimand.  
 21 Q. And did you meet with him?  
 22 A. Yes, I did.  
 23 Q. He's an attorney with the State Employees

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1 Association?  
 2 A. Yes, he is.  
 3 Q. Did you meet with him personally, directly?  
 4 A. Yes.  
 5 Q. And where did that meeting take place?  
 6 A. At the ASEA office.  
 7 Q. And how long after the October 4th, 2004  
 8 reprimand did you meet with Mr. Williams?  
 9 A. A couple of days, I think.  
 10 Q. Had you ever met with him prior to that time  
 11 for any reason?  
 12 A. I can't remember.  
 13 Q. Had you ever met with anybody at the State  
 14 Employees Association prior to October 2004  
 15 about any problems you had with your  
 16 employment at the Department of Agriculture?  
 17 A. No.  
 18 Q. And did you have just one meeting with  
 19 Mr. Williams or was there --  
 20 A. I had several meetings with Mr. Williams.  
 21 Q. And what was discussed?  
 22 A. The reprimand.  
 23 Q. Anything else?

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1 A. That was my immediate problem. That's what we  
2 discussed.  
3 Q. Did he assist you in any way in preparing your  
4 response --  
5 A. No.  
6 Q. -- that we marked as Defendant's Exhibit 2?  
7 A. No.  
8 Q. After you filed your response in October, did  
9 you have any other meetings with Mr. Williams  
10 or anyone at the State Employees Association?  
11 A. Yes.  
12 Q. When was the next meeting?  
13 A. I can't put a date to them, but I met with --  
14 either through phone calls or met personal  
15 with them periodically on and off.  
16 Q. And what was the purpose of these meetings and  
17 phone calls?  
18 A. The reprimand and the situation at the  
19 department.  
20 Q. And when you say the situation at the  
21 department, explain to me what you're talking  
22 about.  
23 A. Well, there were complaints by any number of

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1 blacks in the department about the racial  
2 situation there as they was escalating during  
3 Ron Sparks' administration.  
4 Q. Now, Mr. Sparks was running for reelection in  
5 2006; is that right?  
6 A. I guess, yeah.  
7 Q. And did you ever receive any materials,  
8 fliers, correspondence from anyone at the  
9 department that was critical of Commissioner  
10 Sparks and his administration?  
11 A. There were one letter that was circulated  
12 throughout the department that I'm aware of.  
13 Q. Do you know who wrote that letter?  
14 A. No, I don't.  
15 Q. Did you write it?  
16 A. No, I didn't.  
17 Q. Did you create any correspondence, memos,  
18 memorandums of any nature that were critical  
19 of Commissioner Sparks in an effort to defeat  
20 him in his reelection effort?  
21 A. No.  
22 Q. The meeting with the State Employees  
23 Association in June of 2006, did you tape that

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1 meeting?  
2 A. The meeting when?  
3 Q. June of 2006 with the State Employees  
4 Association. Did you tape that meeting?  
5 A. June -- Now, be specific.  
6 MS. BATTLE-HODGE: Number 19? Is  
7 that what you're referring to?  
8 MR. WILSON: Yeah, number 19.  
9 MS. BATTLE-HODGE: Did you tape this  
10 meeting.  
11 Q. Was there a tape recording made of that  
12 meeting?  
13 THE WITNESS: This is when ...  
14 MS. BATTLE-HODGE: Off the Record.  
15 (Discussion held off the Record.)  
16 Q. (Mr. Wilson continuing) I'm asking you about  
17 the meeting referenced in paragraph 19 where  
18 you and a number of other employees met with  
19 officials with the Alabama State Employees  
20 Association.  
21 A. No, it wasn't. That meeting was not taped,  
22 no.  
23 Q. But at that meeting there were other employees

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1 of the Department of Agriculture present?  
2 A. Yeah.  
3 Q. Who were they?  
4 A. Well, I don't -- the ones that come to mind  
5 right now are myself, Wilma Fitzpatrick,  
6 Shannon Burton, Aaron Moore. That's the ones  
7 that I can remember right offhand.  
8 Q. Were all of the employees that participated in  
9 that meeting, were they all black?  
10 A. Yes.  
11 Q. And who set up that meeting?  
12 A. I don't recall.  
13 Q. I mean, did you arrange to have that meeting?  
14 A. I may have, but I'm not sure who arranged to  
15 have it.  
16 Q. And who with the Alabama State Employees  
17 Association did y'all meet with?  
18 A. Norbert Williams and a young lady by the name  
19 of, I think, Ms. Tanner.  
20 Q. What about Mac McArthur?  
21 A. Who?  
22 Q. Mac McArthur.  
23 A. He wasn't in on that meeting.



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<p>1 Q. And what was discussed at that meeting?</p> <p>2 A. The complaint that we had concerning the</p> <p>3 situation at the department.</p> <p>4 Q. Well, that's what I want to know. What were</p> <p>5 those complaints? What was the situation at</p> <p>6 the department?</p> <p>7 A. Well, they were varied. To be specific --</p> <p>8 well, specifically right offhand, I can't, not</p> <p>9 right now, other than I can tell you what my</p> <p>10 situation -- I mean, my complaints were as it</p> <p>11 relates to the reprimand. There were</p> <p>12 situations where it's -- I think at that</p> <p>13 point -- I don't know whether -- I can't</p> <p>14 remember whether or not we were called --</p> <p>15 There was a situation where myself, Wilma, and</p> <p>16 Annie Patterson was called to the</p> <p>17 commissioner's office concerning a fellowship</p> <p>18 that they were having in the courtyard that</p> <p>19 was set up. And it was supposed to have been</p> <p>20 voluntarily whereas that, you know, you go if</p> <p>21 you wish to, you know, you participate if you</p> <p>22 wish to or -- And the requirement was that you</p> <p>23 would pay for the meal and use your break at</p>	<p>1 A. No.</p> <p>2 Q. So that was one of the things y'all complained</p> <p>3 to about the -- with the State Employees</p> <p>4 Association in June of 2006?</p> <p>5 A. I think that was one of the complaints. And</p> <p>6 that individuals would say that, you know,</p> <p>7 they would pass the commissioner on the hall</p> <p>8 and speak to him, and he would ignore them</p> <p>9 and, you know, these type things. And I</p> <p>10 experienced we would be in staff meetings, and</p> <p>11 the commissioner would walk in and blurt out</p> <p>12 whatever business he had without even speaking</p> <p>13 or without asking -- or, you know, letting you</p> <p>14 know that -- asking to be excused, that he had</p> <p>15 something that he wanted to ...</p> <p>16 Q. Okay. Anything else you recall speaking to?</p> <p>17 A. Well, those are some of the things that ...</p> <p>18 Q. I mean, how did this meeting end? I mean,</p> <p>19 y'all had these discussions with these State</p> <p>20 employee officials. I mean, was there</p> <p>21 anything discussed about what to do or how to</p> <p>22 handle the situation, or was this just a --</p> <p>23 Well, you tell me.</p>
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<p>1 lunchtime to participate. And I chose not</p> <p>2 to. And from what I understand, you know,</p> <p>3 looking back on it, it appears that that -- as</p> <p>4 if the commissioner was inquiring as to who</p> <p>5 all black weren't participating. And for some</p> <p>6 reason my name, Wilma, and Annie Patterson's</p> <p>7 name came up.</p> <p>8 Q. Did Annie Patterson or Wilma Fitzpatrick</p> <p>9 participate in this event?</p> <p>10 A. Well, yes. There were several -- Well, I know</p> <p>11 Wilma said that she had participated twice or</p> <p>12 once or twice. Annie Patterson had</p> <p>13 participated, but I had not.</p> <p>14 Q. Well, the fact that you didn't participate,</p> <p>15 were you penalized in any way? You didn't</p> <p>16 lose any pay or any benefits, did you?</p> <p>17 A. No.</p> <p>18 Q. You weren't demoted, were you?</p> <p>19 A. No.</p> <p>20 Q. You weren't disciplined, were you?</p> <p>21 A. Well, that's a question that -- well --</p> <p>22 Q. Not officially. There's nothing in your</p> <p>23 personnel file about it, is there?</p>	<p>1 A. Well, there was no conclusion that was drawn</p> <p>2 from that other than we informing the</p> <p>3 association about our complaints with the</p> <p>4 department.</p> <p>5 Q. Had you discussed any of your complaints, your</p> <p>6 specific complaints, with any members of the</p> <p>7 Alabama legislature as of June of 2006 other</p> <p>8 than sending a copy of your response to the</p> <p>9 reprimand?</p> <p>10 A. Yeah. I met with John Knight and I think it</p> <p>11 was Laura Hall.</p> <p>12 Q. Laura Hall.</p> <p>13 How many times have you met with</p> <p>14 Representative Knight?</p> <p>15 A. Once.</p> <p>16 Q. And when was that?</p> <p>17 A. I can't recall.</p> <p>18 Q. Would it have been sometime in 2006 or --</p> <p>19 A. Yes.</p> <p>20 Q. -- has it been since then?</p> <p>21 A. No.</p> <p>22 Q. Have you ever been up to the legislature to</p> <p>23 complain about anything concerning the</p>

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1 Department of Agriculture?  
 2 A. No.  
 3 Q. Have you met with Representative McClammy?  
 4 A. I had a conversation with him, yes. I had a  
 5 conversation with him.  
 6 Q. How many conversations have you had with him  
 7 about your situation at the Department of  
 8 Agriculture?  
 9 A. I know of one right offhand.  
 10 Q. And do you know when that was?  
 11 A. No, I don't.  
 12 Q. What was that discussion you had with  
 13 Representative McClammy?  
 14 A. Well, I -- I informed him that I wanted to  
 15 share with him some -- some of my -- some  
 16 letters and materials, the reprimand and the  
 17 letter that he -- that the commissioner sent  
 18 to the seed industry. And he asked me to send  
 19 it to him, and I sent him a copy.  
 20 Q. Is it your position that you were unfairly  
 21 reprimanded?  
 22 A. Yes.  
 23 Q. And is it your position that the reason you

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1 were reprimanded is because you were black?  
 2 A. That -- That's one -- My color played a -- It  
 3 was one of the major factors in it, yes.  
 4 Q. Let me ask you about the -- about paragraph  
 5 21. This was an incident that occurred at the  
 6 department on or about June the 29th of 2006.  
 7 Do you recall that incident that's reflected  
 8 there in paragraph 21?  
 9 A. Yes, I do.  
 10 Q. Tell me about what you recall happened on that  
 11 day.  
 12 A. On that day?  
 13 Q. Yes, sir.  
 14 A. I returned from lunch, and I parked in a  
 15 parking lot that I don't normally park in  
 16 and -- due to the fact that it was -- there  
 17 was no spaces in -- where I normally park. I  
 18 parked about -- if you can imagine -- Well, I  
 19 don't know if you're familiar with the  
 20 Coliseum parking lot.  
 21 Q. A little bit.  
 22 A. The fence that separates the department  
 23 parking lot from the Coliseum parking lot,

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1 along that fence, I parked about halfway that  
 2 fence. And I got out of my car and was  
 3 walking diagonally across the parking lot  
 4 towards the covered walk that lead to the  
 5 breezeway to the auditorium of the  
 6 department. And as I was proceeding across  
 7 the parking lot, I noticed the commissioner  
 8 and Jimmy -- what's his name.  
 9 Q. Holley? Senator Holley?  
 10 A. Holley. Jimmy Holley got out of the  
 11 commissioner's vehicle on the driver's side  
 12 and was walking around the back. And as I  
 13 approached the vehicle and the sidewalk, the  
 14 covered sidewalk, by that time -- by the time  
 15 I got to the covered walk, Jimmy was standing  
 16 near the door, the driver's door, and the  
 17 commissioner was getting out. And I had to  
 18 pass -- pass within two feet of them where  
 19 they -- where the commissioner parked. He  
 20 parked in the first parking slot adjacent to  
 21 the entrance to the covered walk.  
 22 And as I passed, I spoke to them and  
 23 proceeded on up the walk. You know, in

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1 passing as you speak, you -- you know, you  
 2 don't cut pace and you continue to -- Well,  
 3 anyway, I continued to proceed towards the  
 4 auditorium.  
 5 Q. What did you say?  
 6 A. I say, how are you-all doing?  
 7 Q. Okay. And just continued to walk?  
 8 A. Right.  
 9 Q. All right.  
 10 A. And no one replied, so I just continued to  
 11 walk. And --  
 12 Q. When you say no one replied, the commissioner  
 13 didn't reply?  
 14 A. No.  
 15 Q. Senator Holley didn't reply?  
 16 A. No.  
 17 And as I was proceeding on up the walk,  
 18 the commissioner said, well, John, how are you  
 19 doing? You know, and I didn't -- I just  
 20 ignored it because I, you know, just  
 21 thought -- I thought, well, maybe it's a  
 22 delayed reaction. And I continued to walk up  
 23 the walk or, you know, proceeded toward the

<p style="text-align: right;">Page 69</p> <p>1 auditorium. And he repeated it again. And I</p> <p>2 turned around and I told him, I said, well, I</p> <p>3 have spoken to you. Didn't you hear me? And</p> <p>4 in my turning around and, you know, and they</p> <p>5 were proceeding toward me, but anyway, they</p> <p>6 got within, oh, a close proximity of me in my</p> <p>7 walking towards the auditorium. And as we</p> <p>8 all -- we all arrived at the door of the</p> <p>9 breezeway leading into the building. And --</p> <p>10 well, in the walk toward the door, the</p> <p>11 commissioner wanted -- he wanted to have a big</p> <p>12 dialogue. And he did all the talking, and he</p> <p>13 asked a bunch of questions as to why are you</p> <p>14 acting this way and all. And I --</p> <p>15 Q. Was this at the door?</p> <p>16 A. No, this was before we got to the door.</p> <p>17 Q. Before you got to the door. Were you still</p> <p>18 outside?</p> <p>19 A. Yeah.</p> <p>20 Q. Okay.</p> <p>21 A. And he kept verbalizing at me. And my reply</p> <p>22 to him was that you have spoken and I have</p> <p>23 spoken; just let it be at that. And I</p>	<p style="text-align: right;">Page 71</p> <p>1 remark, what remark was that?</p> <p>2 A. Well, he had a -- he has a habit of, you know,</p> <p>3 lumping folks into a group and saying you-all</p> <p>4 or you people or something to that effect.</p> <p>5 And I turned around and looked him in the</p> <p>6 face, you know, to let him -- you know, to</p> <p>7 indicate to him that I didn't like the</p> <p>8 comment.</p> <p>9 Q. You didn't say anything.</p> <p>10 A. I did not say anything to him.</p> <p>11 Q. All right. Now, prior to this incident, how</p> <p>12 would you describe your relationship with the</p> <p>13 commissioner?</p> <p>14 A. Prior to that incident?</p> <p>15 Q. Yeah.</p> <p>16 A. Shaky.</p> <p>17 Q. And why do you say that?</p> <p>18 A. Well, it appears as if he had a problem with</p> <p>19 me as an individual.</p> <p>20 Q. Other than the reprimand of October of 2004,</p> <p>21 had you ever had any other unofficial</p> <p>22 reprimands from him personally?</p> <p>23 A. No.</p>
<p style="text-align: right;">Page 70</p> <p>1 proceeded on toward the door. And when we got</p> <p>2 to the door, I reached to open the door. The</p> <p>3 commissioner made a -- some sarcastic remark,</p> <p>4 and I turned around and looked him in the</p> <p>5 face. And he got offended. You know, he took</p> <p>6 it as an offense, the fact that I turned</p> <p>7 around and looked at him and --</p> <p>8 Q. When he had spoken to you when you heard him</p> <p>9 say -- when you had walked past, and then you</p> <p>10 did hear him say, John, hello?</p> <p>11 A. Yes.</p> <p>12 Q. Okay. Did you turn around at that point or</p> <p>13 did you just keep walking?</p> <p>14 A. No. He -- When he -- when he spoke the second</p> <p>15 time, I turned around.</p> <p>16 Q. What about the first time?</p> <p>17 A. No, I did not turn around.</p> <p>18 Q. You just kept walking towards the door?</p> <p>19 A. Right.</p> <p>20 Q. But when he spoke the second time, you did</p> <p>21 turn around.</p> <p>22 A. Right.</p> <p>23 Q. And when you said he made this sarcastic</p>	<p style="text-align: right;">Page 72</p> <p>1 Q. Any other situations where the two of you had</p> <p>2 words of any nature?</p> <p>3 A. Well, he called me and Wilma Fitzpatrick to</p> <p>4 his office to inform us that she was no longer</p> <p>5 going to be my supervisor.</p> <p>6 Q. And who else was present at that meeting?</p> <p>7 A. Doug Rigney, Lance Hester. I don't know who</p> <p>8 else was it but those.</p> <p>9 Q. When you were told she wasn't going to be your</p> <p>10 supervisor, what else were you told?</p> <p>11 Was she transferred?</p> <p>12 A. Was she --</p> <p>13 Q. Or moved to another position?</p> <p>14 A. She remained -- She remained program director,</p> <p>15 but she no longer supervised me.</p> <p>16 Q. And that's when -- I think you told me, is</p> <p>17 that when Benny Hitch became your supervisor</p> <p>18 or was it Lance Hester?</p> <p>19 A. Lance Hester and Doug Rigney became my</p> <p>20 supervisor.</p> <p>21 Q. But other than telling you that</p> <p>22 Ms. Fitzpatrick was no longer your supervisor,</p> <p>23 was there anything else said about you or the</p>

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1 way you were doing your job or anything like  
2 that?  
3 A. He had mentioned to me about someone had  
4 complained about me. And at that point I --  
5 the individuals that he named, I had not  
6 spoken with them in a while.  
7 Q. But if the commissioner had received a  
8 complaint about you, wouldn't you want to know  
9 about it?  
10 A. Well, this individual would not have made a  
11 complaint about me.  
12 Q. But I'm just saying, but if the commissioner  
13 of agriculture received a complaint about one  
14 of his employees or her employees, wouldn't it  
15 be their responsibility and duty to at least  
16 make their employee aware of it?  
17 A. Well, yeah.  
18 Q. Would there be anything wrong with that just  
19 on its face?  
20 A. Well, if it was job-related, I think that it  
21 would have been official to put it in writing,  
22 just -- just -- and, you know, on the spur of  
23 the moment to -- to just bring up an

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1 individual's name.  
2 Q. But nothing was put in writing about this.  
3 A. No.  
4 Q. And no reprimand was given.  
5 A. No.  
6 Q. No warning was given.  
7 A. No.  
8 Q. Okay. Your pay wasn't affected.  
9 A. No.  
10 Q. Your benefits weren't affected.  
11 A. No.  
12 Q. Okay.  
13 A. But the mental anguish was there.  
14 Q. Just the fact that the commissioner had said  
15 somebody had made a complaint about you.  
16 A. Well, the accumulation of things.  
17 Q. But I'm just talking about this one incident  
18 now. That's what I was asking you about.  
19 A. Well, I mean, that added to the situation.  
20 Q. When did that occur where the commissioner  
21 informed you that someone had made a complaint  
22 about you?  
23 A. I would have to go back and look at my --

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1 Q. Would it have been prior to June of 2006?  
2 A. Well, it was during the time that  
3 Ms. Fitzpatrick was removed from being my  
4 supervisor.  
5 Q. And do you remember what the complaint was?  
6 A. He just made a blanket statement. I didn't  
7 know what --  
8 Q. That somebody had complained?  
9 A. Right.  
10 Q. Was it about the way you were doing your job?  
11 A. No, he didn't say what. He just said that he  
12 had received some -- a complaint from an  
13 individual that I know that I had not had  
14 contact with in over a year.  
15 Q. Who was that individual?  
16 A. I can't think of the name right now. It was a  
17 seed dealer from south Alabama.  
18 Q. Let me ask you this.  
19 A. I'll think of his name in a minute.  
20 Q. When I was asking you about this incident that  
21 you refer to in paragraphs 21 and 22 and I  
22 asked you about Mr. Holley and I said Senator  
23 Holley, is this Mr. Holley an employee of the

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1 Department of Agriculture?  
2 A. Yes, it is.  
3 Q. It wasn't the Jimmy Holley I was thinking  
4 about. I apologize. What is this Jimmy  
5 Holley's position with the Department of  
6 Agriculture?  
7 A. He's in general service. I don't know what --  
8 Q. Do you have dealings with him in your position  
9 as --  
10 A. Periodically in that he's over general  
11 service, and we get our vehicles and do turn  
12 our reports in to general service.  
13 Q. Is he still there at the department?  
14 A. Yes, he is.  
15 Q. Do you have any complaints about Mr. Holley?  
16 A. No more than he lied about the situation.  
17 Q. What situation are you talking about?  
18 A. That sidewalk situation, the situation that  
19 we're discussing here.  
20 Q. When did he lie about it?  
21 A. He lied to the facts of that situation, the  
22 incident.  
23 Q. When and where did he do that?



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1 A. That day he was asked.  
 2 Q. And where did that discussion take place?  
 3 A. That occurred in the commissioner's office.  
 4 Q. That's when you went to the commissioner's  
 5 office?  
 6 A. Right.  
 7 Q. Tell me what happened when you went to the  
 8 commissioner's office.  
 9 A. Well, he insisted that I come into his  
 10 office. And I go into his office, and he  
 11 called Jeff Webb in to tell Jeff Webb about  
 12 his side of the story of the incident that had  
 13 just occurred. And he asked Jimmy Holley to  
 14 verify the facts, and Jimmy Holley verified  
 15 that it was the truth. And his version of it  
 16 was nowhere near what had actually happened.  
 17 Q. Okay. So Mr. Holley basically supported the  
 18 commissioner's position.  
 19 A. Right.  
 20 Q. And you disagreed with that.  
 21 A. Yes.  
 22 Q. Did you tell Mr. Holley that?  
 23 A. No, I did not.

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1 Q. What did you say to Mr. Webb?  
 2 A. I didn't say anything to Mr. Webb.  
 3 Q. Did you say anything in that meeting?  
 4 A. No.  
 5 Q. How did the meeting end?  
 6 A. After the commissioner gave his side of the  
 7 story, I was dismissed.  
 8 Q. And as a result of that incident that you  
 9 refer to in paragraphs 21 and 22, did you  
 10 receive any kind of written reprimand?  
 11 A. No.  
 12 Q. Any kind of --  
 13 A. There was a --  
 14 Q. -- a written warning?  
 15 A. No. But there was a -- there was an effort  
 16 that was being arranged that I found out in  
 17 another meeting.  
 18 Q. It was an effort that was being arranged.  
 19 A. There was an effort to reprimand me because of  
 20 this incident and because of the version that  
 21 the commissioner gave to Jeff Webb.  
 22 Q. But I thought you told me you were not  
 23 reprimanded.

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1 A. I was not. But there was an effort that was  
 2 being arranged to reprimand me.  
 3 Q. How do you know that?  
 4 A. The fact that it was brought out in another  
 5 meeting that -- that ...  
 6 Q. Okay. We'll get to that meeting in just a  
 7 minute.  
 8 MR. WILSON: It's noon. Do you want  
 9 to take a quick break?  
 10 (Brief recess.)  
 11 MR. WILSON: Let's go back on the  
 12 Record.  
 13 Q. (Mr. Wilson continuing) After the incident  
 14 that we were discussing that took place  
 15 involving the commissioner and Mr. Holley in  
 16 July of -- well, actually on June the 29th of  
 17 2006, following that incident was there a  
 18 meeting that took place where you attended  
 19 with representatives of the Alabama State  
 20 Employees Association and the commissioner?  
 21 A. Yes, and Mr. Webb.  
 22 Q. All right. And how long after the incident  
 23 referred to in paragraphs 21 and 22 did that

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1 meeting occur? Was it within a couple of  
 2 weeks? Do you remember?  
 3 A. I think about two or three weeks.  
 4 Q. Two or three weeks?  
 5 A. Yeah.  
 6 Q. And who called that meeting? Do you know?  
 7 A. I think Mr. Webb arranged it.  
 8 Q. How did you learn about it?  
 9 A. Through my talk with Norbert Williams, I  
 10 think, and -- I think it was through my  
 11 conversation with Norbert Williams.  
 12 Q. Had you contacted Mr. Williams about this  
 13 incident?  
 14 A. I did, yes.  
 15 Q. And where was the meeting held where you  
 16 attended with the commissioner and  
 17 representatives of the State Employees  
 18 Association?  
 19 A. In the boardroom, the first floor boardroom in  
 20 the building.  
 21 Q. And who all was at that meeting, please, sir?  
 22 A. Myself, Jeff Webb, the commissioner, Norbert  
 23 Williams, and Mac McArthur.

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1 Q. And did you tape-record that meeting?  
 2 A. I did.  
 3 Q. And what kind of tape recorder did you use?  
 4 A. A voice-activated recorder.  
 5 Q. Just a cassette recorder or was it a digital?  
 6 A. Digital, yes.  
 7 Q. Was that your personal tape recorder?  
 8 A. Yes.  
 9 Q. Prior to that meeting, had you made any other  
 10 tape recordings where Commissioner Sparks or  
 11 any other department employees were present?  
 12 A. Yeah.  
 13 Q. What other tape recordings do you have or have  
 14 you made?  
 15 A. I have several.  
 16 Q. Well, can you tell me what they are, what they  
 17 consist of?  
 18 A. Well, in the staff meetings with Lance Hester,  
 19 Doug Rigney, Ronnie Murphy.  
 20 Q. And how many staff meetings have you recorded?  
 21 A. I don't -- Right offhand, I don't know. A  
 22 number of them.  
 23 Q. A number of them?

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1 A. Yes.  
 2 Q. Did you record each one of them?  
 3 A. No, I don't -- I haven't recorded each one of  
 4 them.  
 5 Q. When is the last time you recorded one?  
 6 A. Oh, a couple of months ago, I think, a regular  
 7 staff meeting.  
 8 Q. And what's the purpose of recording these  
 9 meetings?  
 10 A. For my records.  
 11 Q. And have you had any of those recordings  
 12 transcribed?  
 13 A. No.  
 14 Q. Where are those recordings?  
 15 A. They're at my house.  
 16 Q. And what form are they in?  
 17 A. They're in the recorder. I haven't removed  
 18 them from the recorder. They're still in the  
 19 recorder.  
 20 Q. What kind of recorder is it?  
 21 A. It's a voice-activated recorder.  
 22 Q. I know, but the brand and model.  
 23 A. One is an Olympic and one is an RCA.

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1 Q. And when did you first start recording these  
 2 meetings?  
 3 A. When Lance Hester and Doug Rigney became my  
 4 supervisors.  
 5 Q. And was anyone else aware that you have been  
 6 making these tape recordings?  
 7 A. No.  
 8 Q. Okay. Was anybody aware that you were  
 9 recording the meeting that I was asking you  
 10 about that took place in the boardroom there  
 11 at the department after the events reflected  
 12 in paragraphs 21 and 22 of your amended  
 13 complaint?  
 14 A. No.  
 15 Q. You didn't tell anybody you were going to  
 16 record it, did you?  
 17 A. No, I didn't.  
 18 Q. And other than your attorney, who's had access  
 19 to that particular recording?  
 20 A. Shannon Burton and Wilma Fitzpatrick.  
 21 Q. They were not at that meeting, were they?  
 22 A. No, they weren't.  
 23 Q. When did you tell them that you had taped that

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1 meeting?  
 2 A. I don't recall.  
 3 Q. And during the course of the meeting, did you  
 4 make any comments, any statements?  
 5 A. No, I didn't.  
 6 Q. You just sat there and listened?  
 7 A. Right.  
 8 Q. Did you have an opportunity to say anything if  
 9 you wanted to?  
 10 A. I was asked to be represented by ASEA, and I  
 11 allowed them to represent me.  
 12 Q. So you were being represented by ASEA during  
 13 this meeting.  
 14 A. Right.  
 15 Q. But you, yourself, didn't make any comments.  
 16 A. Not during the session, no. No.  
 17 Q. And about how long did that meeting last?  
 18 A. Couple of hours.  
 19 Q. What was your understanding of the purpose of  
 20 that meeting?  
 21 A. I really -- I really don't -- I didn't draw a  
 22 conclusion as to the purpose of the meeting  
 23 other than Jeff Webb requested a meeting

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1 between -- In the heat of the situation that  
 2 had -- previously had occurred, I informed the  
 3 commissioner that I was going to go to my  
 4 office and call my representative with ASEA.  
 5 And when he requested that -- Well, as we  
 6 entered the building, he made the statement  
 7 that he wanted to see me in his office in 10  
 8 minutes. And my plan was to go to my office  
 9 and call ASEA and inform them of my incident  
 10 with the commissioner. And as I approached  
 11 the landing to get in the -- go through the  
 12 secure door, the commissioner immediately  
 13 changed his mind and said that he wanted to  
 14 see me in his office immediately. And I  
 15 informed him at that point that I was going to  
 16 my office to call my ASEA representative and  
 17 that I would be back in 10 minutes, as he  
 18 previously requested.

19 And he made another statement saying that  
 20 he wanted to see me in his office  
 21 immediately. So I went in his office when --  
 22 after -- after going through the secure door.

23 Q. So you did go immediately into his office.

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1 A. Yes, I did.  
 2 Q. And did he call Mr. Webb into his office?  
 3 A. Right.  
 4 Q. And then after -- what was discussed in his  
 5 office?  
 6 A. There was no discussion. He -- The  
 7 commissioner gave his version of the incident  
 8 and --  
 9 Q. To who?  
 10 A. To Jeff Webb. And Jeff Webb made the  
 11 comment -- made the statement that we can't  
 12 have these kind of things occurring on the job  
 13 or something. And I was dismissed, and I went  
 14 to my office.  
 15 Q. Did you make any requests or say anything?  
 16 A. No, I did not make any requests because I -- I  
 17 was in a situation where it wasn't going to  
 18 make a difference anyway. So I did not, and I  
 19 wasn't asked to give my version.  
 20 Q. Did you tell Mr. Webb or the commissioner that  
 21 you wanted to go contact your attorney or  
 22 ASEA?  
 23 A. At that point?

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1 Q. Yes, sir.

2 A. After entering the office?

3 Q. Yes, sir.

4 A. No.

5 Q. But after you left the office, that's when you  
 6 did contact ASEA.

7 A. I did, yes.

8 Q. Was that incident that occurred that you refer  
 9 to in paragraphs 21 and 22, was that  
 10 discussed, that specific incident discussed  
 11 during this meeting that you had with the  
 12 commissioner and ASEA representatives?

13 A. Yes.

14 Q. But you didn't make any comments about it.

15 A. No.

16 Q. And again, you weren't reprimanded. You  
 17 didn't receive any reprimand about that  
 18 incident.

19 A. No, I didn't receive a written reprimand.

20 Q. Written reprimand or a written warning.

21 A. No.

22 Q. Your pay wasn't reduced in any way.

23 A. No.

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1 Q. Benefits weren't reduced.

2 A. No.

3 Q. And at that time of this incident in June of  
 4 '06 or that meeting in July of '06, you were  
 5 still the director of the seed program.

6 A. Yes.

7 Q. And who was your supervisor at that point?

8 A. At that point Ray Hilburn.

9 Q. At that time in late June or early July of  
 10 2006, what was Benny Hitch's position?

11 A. He was over -- over at compliance. I don't  
 12 know what was his exact title.

13 Q. But he had responsibilities over the seed  
 14 program as well, compliance responsibilities?

15 A. Yes.

16 Q. Does he still have those responsibilities  
 17 today as far as you know?

18 A. As far as I know.

19 Q. When you were assigned to the genetically  
 20 modified seed position, who took over the  
 21 day-to-day responsibilities of the seed lab?

22 A. I don't know.

23 Q. Well, who's functioning in that position

Page 89

1 today?

2 A. I really don't know, because the way -- the

3 way it's arranged, I can't say specifically

4 who.

5 Q. Wouldn't you agree that it's Andrae McMillian?

6 A. No.

7 Q. Why not?

8 A. Because Benny Hitch had some doings in -- as

9 it relate to the seed, the duties in the seed

10 program, too.

11 Q. But you would agree with me, wouldn't you,

12 sir, that as far as the day-to-day

13 responsibilities of the seed lab, Benny Hitch

14 is not responsible for those responsibilities,

15 is he?

16 A. I can't say.

17 Q. Well, tell me what Andrae McMillian is doing

18 now.

19 A. I really don't know.

20 Q. So if he did take over the day-to-day

21 responsibilities of the seed lab, you wouldn't

22 know. Is that what you're telling me?

23 A. I'm telling you that he has some duties, but

Page 90

1 specifically what they are, I don't know.

2 Q. Okay. And just so I'm clear, in June of 2006,

3 you had the day-to-day responsibilities for

4 the seed lab; is that correct?

5 A. June of '06, no.

6 Q. Who did?

7 A. Well, this letter -- Where is the letter. The

8 letter that the commissioner -- this letter

9 here (indicating) --

10 Q. Is that what we marked as Defendant's Exhibit

11 3? Okay. What about this letter?

12 A. It says that the day-to-day duties of the seed

13 lab would be -- be -- would be handled by Doug

14 Rigney, Ron Sparks, and Lance Hester.

15 Q. Well, it says will continue to exercise more

16 immediate supervision over the operation of

17 the seed lab. It says: We will monitor daily

18 and weekly operation of the seed lab.

19 I'm talking about just the day-to-day

20 operation. You were in charge of it, weren't

21 you?

22 A. Those are the day -- the day-to-day activities

23 of the seed lab was handled by Doug Rigney,

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1 Ron Sparks, and Lance Hester.

2 Q. They were there every day.

3 A. Everything I did or was allowed to do, I had

4 to get permission from them.

5 Q. Well, now, so they were doing the testing,

6 they were looking at the results, and they

7 were the ones getting the results back out to

8 the farmers and the producers.

9 A. The day-to-day decisions that were being

10 made. As far as the physical work that was --

11 it was being done by the analysts.

12 Q. Well, what were you doing?

13 A. I had been removed from those duties. My

14 administrative -- The administrative duties of

15 the seed lab, they had been taken away from

16 me.

17 Q. You're going to have to itemize those

18 administrative duties that had been taken away

19 from you. Tell me specifically what duties

20 had been removed or taken away.

21 A. The compliance duty was removed. I mean, as

22 far as contact with the seed industry itself,

23 informing the industry of violations, that was

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1 removed from me, taken away from me.

2 Q. Informing the industry of violations?

3 A. Yes.

4 Q. Who took over that responsibility?

5 A. I think that Benny Hitch was responsible for

6 that. It was taken away from me and given to

7 Benny Hitch.

8 Q. Well, now, he was director of compliance, was

9 he not?

10 A. Yeah.

11 Q. I mean, that was his duties, right?

12 A. No, those were my duties.

13 Q. Are you telling me that after October 2004,

14 you had no more communication with anyone in

15 the seed industry?

16 A. No.

17 Q. Okay. So you continued to have contact with

18 farmers and suppliers and distributors.

19 A. No, I was not.

20 Q. You had no more contact.

21 A. No.

22 Q. Did you ever make a request that you be able

23 to contact these individuals?



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1 A. Well, as a result of this letter, I didn't see  
 2 no need of making a request.  
 3 Q. Did you receive a copy of this memorandum  
 4 marked Defendant's Exhibit 3?  
 5 A. Yeah, after the fact.  
 6 Q. Who gave it to you or how did you come into  
 7 possession of it?  
 8 A. I think Doug Rigney brought it to my office,  
 9 oh, a week or two after they had sent the  
 10 letter out.  
 11 Q. And this memorandum marked Defendant's Exhibit  
 12 3 was an attempt by the Department of  
 13 Agriculture to remedy some of the problems and  
 14 issues that they had with you concerning your  
 15 reprimand of October 2004; is that correct?  
 16 MS. BATTLE-HODGE: Objection to the  
 17 form of the question.  
 18 MR. WILSON: That's all right. You  
 19 can answer.  
 20 A. Repeat that again.  
 21 Q. Yeah. The memorandum that's dated October 4,  
 22 2004, we've marked it Defendant's Exhibit 3.  
 23 That was the department's response in an

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1 effort to correct some of the deficiencies and  
 2 issues that had been raised in your reprimand  
 3 of October 4, 2004; is that correct?  
 4 A. Some of the alleged deficiencies, yes.  
 5 Q. All right. You deemed them alleged.  
 6 A. Yes.  
 7 Q. You will acknowledge that complaints had been  
 8 made by farmers and producers and people from  
 9 the seed industry.  
 10 A. The three letters are the only complaint that  
 11 I'm acknowledging and is aware of.  
 12 Q. Now, you state in your amended complaint that  
 13 in July of 2006, you were reassigned from your  
 14 position as seed director to a recently  
 15 created position of genetically modified plant  
 16 and products director.  
 17 A. Yes.  
 18 Q. Is that correct?  
 19 A. Yes.  
 20 Q. And you learned about that reassignment in a  
 21 meeting with Mr. Hilburn on July 31, 2006?  
 22 A. That was in a meeting with Mr. Hilburn and  
 23 Ron -- I mean, Ronnie Murphy.

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1 Q. And at that meeting when you were told that  
 2 you were being reassigned, what, if anything,  
 3 did you say to these individuals?  
 4 A. Well, I informed them that I wasn't interested  
 5 in that position and, as a matter of fact, I  
 6 wasn't qualified due to the technical aspect  
 7 of that position. I had not received any  
 8 formal training as far as genetic engineering  
 9 is concerned. And matter of fact, that's a  
 10 fairly new discipline in the area of science  
 11 anyway.  
 12 Q. It's a new and emerging discipline, correct?  
 13 A. Right.  
 14 Q. Would you agree it's an important position?  
 15 A. It's about as important as the -- many of your  
 16 newer scientific areas as they have evolved  
 17 over the years.  
 18 Q. Would you agree that it's a necessary  
 19 position?  
 20 A. The position itself, no.  
 21 Q. You would not agree that the position you  
 22 serve in is a necessary position.  
 23 A. Now, repeat that.

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1 Q. I said, you would not agree that the position  
 2 that you currently serve in is a necessary  
 3 position within the Department of Agriculture.  
 4 A. Right.  
 5 Q. Do you believe that position should be  
 6 dissolved?  
 7 A. Well, I don't think it's necessary. Now, you  
 8 can phrase it whatever way you --  
 9 Q. Well, does it serve a useful purpose?  
 10 A. It could be -- The information that would be  
 11 useful for the department could be handled  
 12 through an existing position. As they -- You  
 13 know, as I look at it and understand what they  
 14 want, what they expect of me, that information  
 15 could have -- could be handled through the  
 16 program director of the seed lab or plant  
 17 industry.  
 18 Q. Do you believe that as program director of the  
 19 genetically modified plant program that you're  
 20 in a position to develop that program and to  
 21 fulfill the needs of that particular program?  
 22 A. My knowledge and expertise are already  
 23 limited. If they were sincerely interested in

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1 developing that program where -- to -- to fill  
 2 the needs that they're claiming that exist,  
 3 due to the fact that the state of Alabama --  
 4 your land-grant universities in the state of  
 5 Alabama, they're not involved in genetic  
 6 engineering as it relates to agriculture in a  
 7 big way at all. The money is not there. The  
 8 personnel is not there.  
 9 Q. Who's more qualified within the Department of  
 10 Agriculture to serve in that position than  
 11 you?  
 12 A. Tom Johnson has a Ph.D. in, I think, some area  
 13 of plants.  
 14 Q. Tom Johnson?  
 15 A. Yes. But, now, I don't know whether or not he  
 16 has had any curricular courses in  
 17 biotechnology or not.  
 18 Q. Well, as the program director of that  
 19 particular program, I mean, don't you have the  
 20 ability to make the program just about what  
 21 you want to make it?  
 22 A. My ability and expertise would leave me very  
 23 limited and ...

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1 Q. Have you been requested to attend any seminars  
 2 or educational programs or anything in the  
 3 last two years in an effort to increase your  
 4 expertise in this area?  
 5 A. Yes.  
 6 Q. Have you attended any?  
 7 A. I requested to visit Monsanto a month ago and  
 8 put in a travel request, and I have not  
 9 received a response yet.  
 10 Q. Is that the first request you've made?  
 11 A. Yes.  
 12 Q. Have you followed up with that request at all  
 13 and asked anybody where -- you know, what's  
 14 the status of that request or anything of that  
 15 nature?  
 16 A. I asked -- Yes. In my staff meeting I asked  
 17 my supervisor to go to the meeting.  
 18 Q. Who did you ask?  
 19 A. Ronnie Murphy.  
 20 Q. Was that conversation taped?  
 21 A. No, it was not.  
 22 Q. And that was about a month ago?  
 23 A. The request was made a month ago.

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1 Q. When was the conversation with Ronnie Murphy?  
 2 A. It was in one of our staff meetings that it  
 3 came up, and he --  
 4 Q. Since the request?  
 5 A. Yes.  
 6 Q. And what did he tell you?  
 7 A. He said it was on the commissioner's desk and  
 8 that I was to go ahead on and make  
 9 arrangements, which I had already got the  
 10 price -- hotel prices, airline ticket price  
 11 and all. What I was waiting on is a signed  
 12 request from -- to be given back to me so that  
 13 I could go ahead on and purchase the airline  
 14 ticket.  
 15 Q. Have you had any other contact with Mr. Murphy  
 16 about that request?  
 17 A. No, I haven't.  
 18 Q. Let me just show you what I've marked as  
 19 Defendant's Exhibit 4. This is the letter  
 20 dated July 28th, 2006 to you from Mr. Hilburn  
 21 and Mr. Murphy concerning your reassignment to  
 22 the program director responsible for the  
 23 genetically modified plant program; is that

Page 100

1 correct?  
 2 A. Yes.  
 3 (Defendant's Exhibit 4 was marked for  
 4 identification.)  
 5 Q. And when did this reassignment take effect?  
 6 A. I would have to go back. Dates ...  
 7 Q. Shortly thereafter?  
 8 A. Yeah. Around August, the first of August, I  
 9 think it was.  
 10 Q. And as a result of this position that you were  
 11 assigned to, was there any reduction in your  
 12 pay?  
 13 A. No.  
 14 Q. Was there any reduction in your -- It wasn't a  
 15 demotion, wasn't it?  
 16 A. It was a lateral transfer, and I looked  
 17 at it -- I saw it as a demotion.  
 18 Q. But it was a lateral transfer.  
 19 A. Right. And there was individuals who was  
 20 either promoted or transferred who got -- have  
 21 gotten step raises.  
 22 Q. What individual are you talking about?  
 23 A. Well, I know of three merit raises that were

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1 given out, and Tony Coker got a -- during that  
 2 time Tony Coker got a merit raise. During  
 3 that time period, Benny Hitch was promoted and  
 4 was given like a four -- I think it was a  
 5 four-step raise above my salary at that time.  
 6 Q. Benny Hitch?  
 7 A. Yes.  
 8 I think it was another individual who had  
 9 gotten a merit raise, a two-step merit raise  
 10 during that time period.  
 11 Q. Well, do you have any criticism about these  
 12 individuals getting these raises or  
 13 promotions?  
 14 A. Well, if the job -- my point here is that if  
 15 this job was so important and it was so  
 16 necessary for the department and the state of  
 17 Alabama and I was the most qualified for the  
 18 position, to entice me or encourage me to take  
 19 it, I saw it as they should have offered me  
 20 some enticements or encouragement to take it.  
 21 Q. Did you request any?  
 22 A. Yes.  
 23 Q. To who?

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1 A. Ronnie Murphy and Ray Hilburn.  
 2 Q. When did you make that request?  
 3 A. During the time that I received this letter.  
 4 Q. And what did you request? I mean, what was  
 5 your request?  
 6 A. Well, my request was that should -- my  
 7 statement that I just made, that if they  
 8 thought that this job was so important for the  
 9 state of Alabama and the Department of  
 10 Agriculture and they wanted me to take it and  
 11 I was the most qualified, I should be --  
 12 instead of a lateral transfer, I should be  
 13 given at least a two-step raise.  
 14 Q. Did they have the ability to do that, to your  
 15 knowledge?  
 16 A. Yes.  
 17 Q. You did receive a vehicle as a result of this  
 18 transfer, correct?  
 19 A. Yes.  
 20 Q. Do you still have that vehicle?  
 21 A. Yes.  
 22 Q. You don't have any criticism about receiving a  
 23 vehicle, do you?

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1 A. Well, I mean, I could -- I mean, I would be  
 2 satisfied without one.  
 3 Q. Do you want to turn it back in?  
 4 A. No.  
 5 Q. But you'd be satisfied not to have one.  
 6 A. Well, now that I have it, no. But I would  
 7 have been just as satisfied had they not given  
 8 me one.  
 9 Q. You did receive a five percent  
 10 across-the-board raise in September of 2006,  
 11 did you not?  
 12 A. As did all State employees.  
 13 Let me take that back. I think it was  
 14 three and a half.  
 15 Q. I'll represent to you it was five. Well, let  
 16 me just show you. Let me mark this.  
 17 (Defendant's Exhibit 5 was marked for  
 18 identification.)  
 19 Q. Show you what I've marked as Defendant's  
 20 Exhibit 5. It looks like you got a five  
 21 percent across-the-the-board raise.  
 22 A. This is -- Yeah. This was a two-step raise  
 23 for the -- a merit raise, right.

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1 Q. That you got in September of 2006.  
 2 A. Right.  
 3 Q. After you were reassigned to the position as  
 4 program director of the genetically modified  
 5 seed plant.  
 6 A. Right.  
 7 Q. Okay.  
 8 A. But, now, this was after the fact that I  
 9 was -- I had to contend for that because of  
 10 the fact that it was Ronnie Murphy's effort to  
 11 give me less than a -- a mediocre evaluation.  
 12 And he attempted to evaluate me for a year,  
 13 for a twelve-month period, and which he had  
 14 not supervised me for a twelve-month period,  
 15 and that I had to contend with him and the  
 16 personnel director, the person in charge of  
 17 personnel in the department. But --  
 18 Q. But it didn't affect -- it didn't affect your  
 19 pay grade and it didn't affect your pay raise,  
 20 did it?  
 21 A. No, it didn't.  
 22 Q. Okay. And while I'm thinking about it, the  
 23 vehicle that you've been assigned since you

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1 took this position in the last two years, what  
 2 trips have you taken in that vehicle?  
 3 A. I've gone to Auburn a number of times.  
 4 Q. How many times would you say you have been  
 5 over to Auburn?  
 6 A. Oh, about three times.  
 7 Q. In two years.  
 8 A. Right.  
 9 Q. Have you been anywhere else?  
 10 A. No, I have not.  
 11 Q. Well, just while we're talking about raises,  
 12 let me show you what I'm going to mark as  
 13 Defendant's Exhibit 6. This is a letter dated  
 14 May 24 of '07 to you, Mr. Crayton, from Teresa  
 15 Brunson talking about a raise. And it looks  
 16 like you got -- effective September 1 of 2007  
 17 you got a three and a half percent raise.  
 18 (Defendant's Exhibit 6 was marked for  
 19 identification.)  
 20 A. That was an across-the-board raise.  
 21 Q. Yeah.  
 22 A. I mean, that was a cost-of-living raise that  
 23 all State employees got.

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1 Q. Yeah. And it shows you're now at a step 16.  
 2 A. I can't remember what the step is, but yeah.  
 3 Q. Well, it shows you're a 16 on the second  
 4 page. Do you see that?  
 5 A. Okay. Yeah.  
 6 Q. So in September of 2007 you received another  
 7 pay increase and a step increase.  
 8 A. Yes.  
 9 Q. And looking again at your amended complaint  
 10 there --  
 11 MR. WILSON: Juraldine, on page 9.  
 12 MS. BATTLE-HODGE: Okay.  
 13 Q. -- is it your contention that you were placed  
 14 in this position as program director of the  
 15 genetically modified seed plant as a result of  
 16 some kind of harassment or discrimination?  
 17 A. Yes.  
 18 Q. What do you base that on?  
 19 A. This -- If you go back in -- Well, looking at  
 20 the historical aspect of racism and how blacks  
 21 have been discriminated against over the  
 22 years, it's not as blatant now as it was.  
 23 Q. I understand.

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1 A. And this was an -- in an effort to try to make  
 2 me angry or discourage me to leave the  
 3 department.  
 4 Q. You've got 30 years in with the State  
 5 Department of Agriculture, don't you?  
 6 A. Yes.  
 7 Q. I mean, you could retire today, right --  
 8 A. Yes, I could retire today.  
 9 Q. -- if you wanted to?  
 10 Did you participate in the DROP program?  
 11 A. Yes, I did.  
 12 Q. Have you completed that?  
 13 A. I complete that this year.  
 14 Q. Yeah. So if you retired today, how much money  
 15 would you get from the DROP program, just a  
 16 ballpark?  
 17 A. Well, I don't wish to divulge that. I think  
 18 that's personal, and I think that ...  
 19 Q. Well, let me ask you this. It would be a  
 20 substantial sum of money, wouldn't it?  
 21 A. More than I would have -- I mean, yeah, it  
 22 would be.  
 23 Q. And when you were reassigned, there was no

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1 reduction in pay.  
 2 A. No.  
 3 Q. And actually you got a raise within a couple  
 4 of weeks.  
 5 A. Well, and that -- Well, that raise has nothing  
 6 to do with my being --  
 7 Q. Reassignment.  
 8 A. Right.  
 9 Q. I follow you.  
 10 A. It was the work that I had done as the program  
 11 director of the seed lab.  
 12 Q. Right. You weren't penalized in any way by  
 13 taking the position, though.  
 14 A. Yes, I was penalized by transfer -- being  
 15 laterally transferred without giving a  
 16 monetary enticement to take the job --  
 17 Q. Okay. You say --  
 18 A. -- if they claim that it was so important and  
 19 so necessary for the department.  
 20 Q. So you say you were penalized because you  
 21 didn't receive any additional increase.  
 22 A. Well, whites and the -- the ones that I'm  
 23 aware of, Benny Hitch was promoted, and he was



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1 promoted to substantially above his pay that  
 2 he was -- I mean, the pay grade that he was in  
 3 prior to his promotion.  
 4 Q. All right. Benny Hitch. Let's stay with  
 5 him. Benny Hitch was in what position at that  
 6 point?  
 7 A. He was unit manager, I think.  
 8 Q. All right. Is that above a program director?  
 9 A. No, it's not.  
 10 Q. All right. And what was he promoted to?  
 11 A. He was promoted to a program director.  
 12 Q. Okay. And when you're promoted from a unit  
 13 manager to a program director, that's a step  
 14 up in pay automatically, correct?  
 15 A. Correct.  
 16 Q. Right. But in your situation, yours was a  
 17 lateral transfer, correct?  
 18 A. Correct.  
 19 Q. Has anybody at the -- well, not anybody. Let  
 20 me ask that again. Has anybody that's your  
 21 supervisor asked or demanded that you retire?  
 22 A. No.  
 23 Q. Has the commissioner?

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1 A. Well, he had -- he had implied that if I did  
 2 not take the job that we would have to part  
 3 company.  
 4 Q. But he didn't say you need to retire or you  
 5 need to resign or anything like that.  
 6 A. Well --  
 7 Q. I mean, he didn't say that to you, did he?  
 8 A. But -- Well, his -- his comment to me that if  
 9 I did not take the job that it would -- that  
 10 we would have to part company, that was enough  
 11 for me right there.  
 12 Q. But he did not tell you that you needed to  
 13 retire or you should retire.  
 14 A. No.  
 15 Q. Look on page 11 real quick at just paragraph  
 16 five. You stated that you were reassigned to  
 17 an office with no chair and that this was an  
 18 attempt by the defendant to embarrass or  
 19 harass you.  
 20 MS. BATTLE-HODGE: You said five?  
 21 MR. WILSON: 35. Sorry.  
 22 MS. BATTLE-HODGE: I'm sorry.  
 23 Q. See there? What's that all about?

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1 A. Well, if they're going to reassign you to an  
 2 office, wouldn't you think that it was their  
 3 responsibility to make sure that at least it  
 4 had office furniture?  
 5 Q. Well, how long were you without any office  
 6 furniture?  
 7 A. Well, I carried the furniture that I had in my  
 8 office, my current office, back there.  
 9 Q. Well, I mean, you're a program director. If  
 10 you were going from one office to another, if  
 11 you had an office chair, you could just take  
 12 it with you, couldn't you?  
 13 A. Had a desk and chair.  
 14 Q. Okay. Is that what you did?  
 15 A. Yes.  
 16 Q. When you say it was an attempt by the  
 17 defendant to embarrass you or intimidate you,  
 18 who is the defendant you're referring to?  
 19 A. Well, the --  
 20 Q. Who are you referring to?  
 21 A. Ron Sparks, Ronnie Murray.  
 22 Q. Isn't it a fact that Mr. Murphy told you that  
 23 you could order whatever furniture or computer

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1 or equipment that you needed for that new  
 2 office?  
 3 A. No.  
 4 Q. He never told you that you could get what you  
 5 need or if you needed something to let him  
 6 know or anything of that nature?  
 7 A. Well, the comment -- that was a meeting prior  
 8 to my move that Ron Sparks and Ronnie Murphy  
 9 came to my office late one evening. This was,  
 10 oh, five minutes till five. Insisted -- Well,  
 11 Ronnie Murphy came down about five of five  
 12 asking me -- telling -- informing me that the  
 13 commissioner wanted to see me in his office.  
 14 And I had an engagement at 5 o'clock that I  
 15 needed to go to, and I informed Ronnie Murphy  
 16 of that fact.  
 17 And he left my office and came back along  
 18 with the commissioner, and then they came in  
 19 and we had a short meeting. And he -- in the  
 20 conversation, I informed them of my desire not  
 21 to take the position and that -- that -- you  
 22 know, informed them of all of my reservations  
 23 concerning the position and let them -- And

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1 Ron Sparks made the statement saying that the  
2 only reason why I wouldn't succeed in the  
3 position was that I wouldn't -- I didn't -- I  
4 would fail to ask for the things that I  
5 needed.

6 And I think it was a week later I sent  
7 the commissioner and Ronnie Murphy a list of  
8 the things that I needed for the office and  
9 the position, and I have not received a  
10 response from the commissioner yet. And the  
11 memo was to the commissioner.

12 Q. Have you got a copy of that memo?

13 A. No, I don't have -- Yeah, I have a copy, but I  
14 don't have it with me.

15 Q. And what was contained within that memo? What  
16 did you request?

17 A. I requested to be returned back to my previous  
18 position. I requested that if they -- if I  
19 was to be successful in the position that  
20 there were certain things that I needed.

21 Q. What were those things?

22 A. That was office supplies, computers.

23 Q. Have you got a computer today?

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1 A. Yes, I do have a computer.

2 Q. Okay. Have you got office supplies?

3 A. I do have office supplies.

4 Q. What else was in it?

5 A. I requested an assistant and a secretary.

6 Q. An assistant and a secretary?

7 A. Right.

8 Q. Do you have any staff?

9 A. No, I don't have any staff.

10 Q. If you need secretarial-type work done, how  
11 does it get done? Do you do it yourself?

12 A. I do it myself.

13 Q. Is there any equipment or office furnishings  
14 that you contend that you do not have that  
15 prevent you from doing your duties?

16 A. No, I -- Office equipment or furniture, no.  
17 But I do need an assistant and a secretary.

18 Q. If you had an assistant, what would that  
19 assistant do?

20 A. Would assist me in reviewing literature,  
21 organizing it in such a way that it can be  
22 retrieved or it can be referred to or draw  
23 conclusions from. The amount of material out

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1 there, I mean, it's so vast, one person could  
2 not grasp and retain it that have not received  
3 formal training. And it's just a situation  
4 where that that individual -- one individual  
5 cannot do what they're claiming that they need  
6 or what they -- you know, what the job will  
7 entail if there was going to be a -- if they  
8 were going to do us a good job in  
9 accomplishing what they -- what the  
10 administration say that they want, expecting  
11 out of us.

12 Q. Other than that one memo, have you sent any  
13 other memos or requests?

14 A. No, I have not.

15 Q. We've gone through most of the allegations  
16 contained in your amended complaint, the  
17 factual allegations, paragraphs one through  
18 38. Have you told me about every incident or  
19 all the basis for your racial discrimination  
20 claims?

21 A. No.

22 Q. What else do you contend or how else do you  
23 contend you have been discriminated based on

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1 your race?

2 A. Well, I mean, there were incidents that -- you  
3 know, that skip my memory at the present time,  
4 but just through the years and -- well, and  
5 especially during this administration, his two  
6 administrations -- well, he's in the second  
7 administration -- but, anyway, my experience  
8 in dealing with co-workers and their effort,  
9 and I'm gathering that it was -- it stemmed  
10 from the commissioner and Ronnie Murphy  
11 encouraging them to do little things to, I  
12 guess, unnerve me.

13 Q. Now, let's go specifically from like, say,  
14 January 1 of 2006 forward. I mean, what  
15 incidents are you talking about that you  
16 haven't told me about already? I don't want  
17 to go over anything we've already been  
18 through.

19 A. Well, after the reprimand, I was informed  
20 that ...

21 Q. Well, the reprimand, now, was in October of  
22 2004.

23 A. Well, what I'm getting at, this is a

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1 cumulation of incidents, and I cannot, you  
 2 know -- you know, put them all in a time line  
 3 just right on the spur of the moment.  
 4 Q. Well, I understand. But can you give me an  
 5 example of any incident?  
 6 A. Well, I was about to give you an example.  
 7 Q. Okay.  
 8 A. Where Lance Hester had gone to procurement and  
 9 informed -- informed them to start a file on  
 10 me in my ordering of equipment for the seed  
 11 lab. Now, in my ordering equipment and --  
 12 through procurement, and this was large items  
 13 such as motors for the germinators or other  
 14 equipment that I needed for repairing  
 15 germinators, if the -- if the request form  
 16 wasn't properly filled out that they was to  
 17 inform Lance Hester.  
 18 And the lady -- the young lady that was  
 19 responsible for the items that I was ordering  
 20 called my secretary around to her office and  
 21 had a private conversation with her informing  
 22 her that she was no longer to do the purchase  
 23 requests for me, that I was to -- to let me do

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1 the purchase requests myself. Here again, you  
 2 know, an employee out of another office is  
 3 going to come and try to tell the secretary of  
 4 the -- in my office as to what she should and  
 5 shouldn't do.  
 6 These were, you know, little incidents  
 7 that I have reference to -- well, is an  
 8 example of the incidents that I'm referring  
 9 to.  
 10 Q. Well, what you're referring to, you received a  
 11 warning in May of 2005 from Mr. Hester  
 12 concerning a failure to follow rules and  
 13 directives. Do you remember that?  
 14 A. Yes. Uh-huh (positive response).  
 15 Q. Is that what you're talking about, some of  
 16 that?  
 17 A. Some of those things are in there, yes.  
 18 Q. Right. And that was back in May of 2005 is  
 19 when you got the warning. So those things  
 20 occurred before that, right?  
 21 A. Right.  
 22 (Defendant's Exhibit 7 was marked for  
 23 identification.)

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1 Q. All right. I'll just show you what I've  
 2 marked as Defendant's Exhibit 7. Is that a  
 3 copy of that warning dated May 11th, 2005?  
 4 A. Yes.  
 5 Q. And that warning reflects the incidents that  
 6 you were telling me that you perceived to be  
 7 racial discrimination on the part of the  
 8 department or their employees against you.  
 9 A. Yes.  
 10 Q. Okay. You claim in your claim for racial  
 11 discrimination that you were retaliated  
 12 against because you filed a complaint with the  
 13 State Employees Association in June of 2006.  
 14 Have you told me everything that's the basis  
 15 of that complaint?  
 16 A. No. I'm sure that I haven't, no.  
 17 Q. Well, did you actually file a complaint with  
 18 the ASEA or did you just talk to them?  
 19 A. I filed an EEOC complaint.  
 20 Q. Right. You did that, I think, sometime in  
 21 September of 2006.  
 22 A. Right.  
 23 Q. And was that complaint filed primarily because

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1 you were assigned to this new program, the  
 2 genetically modified seed program?  
 3 A. No, not primarily.  
 4 Q. Did it --  
 5 A. It was an accumulation of things.  
 6 Q. Did it have anything to do with your  
 7 assignment to that program?  
 8 A. Part -- Part of it, yes. Part of it was --  
 9 contributed to my filing the complaint.  
 10 Q. What else contributed to it?  
 11 A. Well, the reprimand contributed to it.  
 12 Q. But that happened back in '04, right?  
 13 A. Well, I mean, this is what encouraged me to  
 14 file the complaint because --  
 15 Q. Right.  
 16 A. There was no letter -- As time progressed,  
 17 they were getting more frequent, and I was --  
 18 from my -- The period that I was program  
 19 director, I -- I've been supervised by four  
 20 supervisors.  
 21 Q. Over what period of time are we talking about?  
 22 A. That's what -- during -- That's during Ron  
 23 Sparks' administration.

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1 Q. You've had four different supervisors?  
 2 A. Yes.  
 3 Q. And who have they been?  
 4 A. Wilma Fitzpatrick, Lance Hester/Doug Rigney,  
 5 Ronnie Murphy, and Ray Hilburn.  
 6 Q. And Mr. Hilburn is your supervisor now.  
 7 A. No, Ronnie Murphy is my supervisor.  
 8 Q. Ronnie Murphy is still your supervisor. Okay.  
 9 But again, just to be clear, the  
 10 reprimand you were referring to was the  
 11 reprimand from October of 2004.  
 12 A. Right.  
 13 Q. That's the only reprimand you've ever  
 14 received.  
 15 A. Right.  
 16 Q. Okay. You make a claim for back pay and  
 17 fringe benefits. Do you contend that you have  
 18 lost any pay or fringe benefits as a result of  
 19 any of your claims?  
 20 A. My -- The reprimand, I lost a step raise, and  
 21 that's what I was requesting in that.  
 22 Q. Did you lose anything else?  
 23 A. No.

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1 Q. Have you been treated by any physician,  
 2 psychologist, or psychiatrist for any of the  
 3 claims that you're making in this case  
 4 specifically?  
 5 A. I was -- I was sent to a psych -- I was  
 6 referred to BHS.  
 7 Q. Right. I'm going to ask you about that. But  
 8 I'm just talking about on your own, have you  
 9 sought any medical treatment for any  
 10 condition?  
 11 A. Had no need to, no.  
 12 Q. Okay. And I'm going to get into your second  
 13 claim in just a minute, but I just want to be  
 14 sure -- I just want to be sure that, you know,  
 15 as we sit here today, do you contend that the  
 16 position that you're now serving in is an  
 17 important position?  
 18 A. It is a position that can be useful for the  
 19 Department of Agriculture and for the state of  
 20 Alabama, but not necessary.  
 21 Q. All right. But you're the head of that  
 22 program, correct?  
 23 A. Yes. Yes.

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1 Q. I mean, you're the head of it, right? You're  
 2 running it, right? You'll agree with me on  
 3 that, won't you?  
 4 A. Yes.  
 5 Q. And you'll at least agree that if you're not  
 6 the most qualified, you're one of the most  
 7 qualified people in the department to run it.  
 8 A. I would -- Yes, one qualified person.  
 9 Q. I mean, you agree you're qualified to run it,  
 10 do you not?  
 11 A. If the job was announced and specs was written  
 12 for that job, I would qualify.  
 13 Q. And you have been furnished a State vehicle.  
 14 A. Yes.  
 15 Q. You've received all your merit raises.  
 16 A. Yes.  
 17 Q. You've had the opportunity to travel and meet  
 18 the industry and attend workshops and  
 19 conventions and meetings.  
 20 A. Yes.  
 21 Q. You have been given that opportunity.  
 22 A. Yes.  
 23 Q. And you have a vehicle to do it in.

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1 A. Yes.  
 2 Q. Okay. But I think you told me earlier you  
 3 really haven't been to any meetings. You've  
 4 got one set up to go to Monsanto.  
 5 A. And I haven't received -- And this -- the  
 6 request was made a month ago.  
 7 Q. Right.  
 8 A. Now, going into this job with -- with a lack  
 9 of experience and formal education, I have to  
 10 bone up on my own to find out -- to get at a  
 11 position where I could sit down and talk with  
 12 individuals, specialists in the area of  
 13 genetic engineering about engineering.  
 14 Q. All right. You've told me earlier, I mean,  
 15 this is an emerging area. I mean, genetics  
 16 are a new thing, an emerging thing?  
 17 A. Well, genetics is not, but --  
 18 Q. Right. But ...  
 19 A. -- many of the techniques that they are using  
 20 in genetics or studying genetics are new.  
 21 Q. And do you see -- I mean, in your position, do  
 22 you see that this will be more and more  
 23 critical as time goes by? I mean, isn't this



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1 where the industry is headed?  
 2 A. Yes.  
 3 Q. I mean, you'll have to forgive me because I'm  
 4 not a farmer. But, you know, in the industry,  
 5 they're always out there trying to improve the  
 6 quality of seed, the type of seed, you know,  
 7 improve the crop, and that kind of thing, I  
 8 mean, for disease resistance and what have  
 9 you, correct?  
 10 A. Yes.  
 11 Q. And that's ongoing, right?  
 12 A. Yes, it is.  
 13 Q. That's the science that you deal with.  
 14 A. Yes.  
 15 Q. And to do that will benefit the farmers of the  
 16 state of Alabama.  
 17 A. Yes.  
 18 Q. Isn't that the bottom line?  
 19 A. Yes.  
 20 Q. And in your position, that's who you're trying  
 21 to help.  
 22 A. In my position, I'm not in a position to help  
 23 the farmers, per se.

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1 Q. Why do you say that?  
 2 A. In the sense that we are not -- we're not  
 3 developing or doing research and development.  
 4 Q. Could you in your position do that?  
 5 A. No.  
 6 Q. Why not?  
 7 A. I informed you that I don't have the formal  
 8 education. I don't have the formal education  
 9 that is required, and the State of Alabama has  
 10 not -- don't have -- has not put the money  
 11 into the land-grant schools to do it. They  
 12 don't have the personnel to do it. See, your  
 13 land-grant universities don't have the  
 14 personnel to do it.  
 15 Q. Have you done anything to try to improve your  
 16 personal educational level in the last five  
 17 years in this area?  
 18 A. I was not -- No. In the last year and a half  
 19 to two years, I've been doing a great deal of  
 20 reading.  
 21 Q. Just research on your own --  
 22 A. Right.  
 23 Q. -- during the course of your job?

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1 A. Right.  
 2 MR. WILSON: Let me take just a  
 3 second.  
 4 (Brief recess.)  
 5 Q. (Mr. Wilson continuing) I'm looking at your --  
 6 MS. BATTLE-HODGE: This one? This  
 7 one?  
 8 MR. WILSON: Yes.  
 9 Q. -- the complaint, the second complaint that  
 10 was actually filed. It's been consolidated.  
 11 But anyway, you make a reference there on page  
 12 3 that you filed another EEOC complaint on May  
 13 3, 2007, right?  
 14 A. Uh-huh (positive response). Yes.  
 15 Q. Let me ask you this. When you filed the first  
 16 EEOC complaint back in I think September of  
 17 2006, did you talk with anybody before you  
 18 filed that complaint?  
 19 A. No.  
 20 Q. You just filed that on your own?  
 21 A. Yes.  
 22 Q. Did you go to Birmingham to file that  
 23 complaint?

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1 A. I did.  
 2 Q. Okay. And did you take a leave day when you  
 3 went up there to Birmingham?  
 4 A. Yes. As far as I know, I did.  
 5 Q. Okay. Did you --  
 6 A. I normally do.  
 7 Q. -- drive your State vehicle up there when you  
 8 filed it?  
 9 A. No, I did not.  
 10 Q. How did you get up there?  
 11 A. My personal vehicle.  
 12 Q. Anybody go with you?  
 13 A. My wife and I went.  
 14 Q. And did you meet with anybody at the EEOC that  
 15 day that you filed the complaint?  
 16 A. Yes, the analyst that took the complaint.  
 17 Q. Okay. Do you remember who that was?  
 18 A. No.  
 19 Q. All right. Have you met -- Since filing the  
 20 complaint, did you ever meet with anybody at  
 21 the EEOC again?  
 22 A. No.  
 23 Q. Had any other discussions with them?

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1 A. Well, a phone conversation. And the  
 2 investigator that the case was assigned to, I  
 3 was periodically calling and request --  
 4 looking for information as to the progress  
 5 that was being made on it because it was a  
 6 long and drawn-out ...  
 7 Q. You would contact the EEOC --  
 8 A. Right.  
 9 Q. -- to check on the status of your case.  
 10 A. Right.  
 11 Q. And did you furnish the EEOC any documents?  
 12 A. Yes.  
 13 Q. What did you furnish the EEOC?  
 14 A. My referral -- Well, the supervisor's referral  
 15 to BHS, the results of the psychiatrist's  
 16 analysis of the session.  
 17 Q. Was this on the first EEOC complaint, now?  
 18 A. No, this was on the second.  
 19 Q. Okay. I'm just talking about the first one  
 20 now.  
 21 A. The first one.  
 22 Q. What documents did you furnish the EEOC?  
 23 A. I don't recall -- Right offhand, I don't

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1 recall the particular documents.  
 2 Q. Do you still have those documents, copies of  
 3 the documents that you furnished the EEOC?  
 4 A. Well, if there are some documents, I think --  
 5 MS. BATTLE-HODGE: I should have  
 6 them.  
 7 THE WITNESS: You do?  
 8 MR. WILSON: Okay. Have they been  
 9 produced?  
 10 MS. BATTLE-HODGE: No. I will.  
 11 MR. WILSON: Okay.  
 12 MS. BATTLE-HODGE: I will. Well,  
 13 actually, they're -- I requested  
 14 a copy of the EEOC file. So  
 15 that's quite a few documents  
 16 that's in your stuff as well,  
 17 so ...  
 18 MR. WILSON: We'll get with you and  
 19 just --  
 20 MS. BATTLE-HODGE: Yeah, it's a  
 21 huge --  
 22 MR. WILSON: -- get a copy of  
 23 whatever we want.

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1 MS. BATTLE-HODGE: Yeah, and I --  
 2 Yeah.  
 3 MR. WILSON: Okay.  
 4 Q. Were there any other discussions with anyone,  
 5 an investigator or anybody with the EEOC about  
 6 that first EEOC complaint other than what  
 7 you've already told me?  
 8 A. No. Yeah, right, that's all. My contact with  
 9 the investigator to find out the status, and  
 10 that was it.  
 11 Q. To your knowledge was there an on-site  
 12 investigation done?  
 13 A. No, there was not.  
 14 Q. Okay.  
 15 A. And -- Well, we requested an on-site  
 16 investigation, but they -- we never did -- it  
 17 wasn't ...  
 18 Q. Do you know if the EEOC contacted any  
 19 employees with the Department of Agriculture?  
 20 A. I'm not aware of it.  
 21 Q. Okay. Do you know if they made any contact or  
 22 had any discussions with Ms. Burton or  
 23 Ms. Fitzpatrick?

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1 A. No.  
 2 Q. You're aware that Ms. Burton and  
 3 Ms. Fitzpatrick also filed EEOC complaints.  
 4 A. Yeah, I'm aware of that.  
 5 Q. Did y'all discuss that before you filed them?  
 6 A. In our -- In our contact, yes, we talked about  
 7 it.  
 8 Q. And y'all have met and talked about these  
 9 lawsuits that have been filed, correct?  
 10 A. Well, not -- Well, we go to lunch, and during  
 11 the lunch hour, you know, during our lunch  
 12 hour, we talk about the lawsuit --  
 13 Q. Right.  
 14 A. -- that's been filed.  
 15 Q. I mean, you have frequent contact with  
 16 Ms. Fitzpatrick and Ms. Burton, do you not?  
 17 A. We go to lunch.  
 18 Q. How often do you go to lunch?  
 19 A. Oh, just about daily.  
 20 Q. Do you go to lunch with any other employees at  
 21 the Department of Agriculture other than  
 22 Ms. Burton or Ms. Fitzpatrick?  
 23 A. No.

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1 Q. You state in here in this paragraph nine that  
2 on November the 14th that you were ordered to  
3 meet with Ronnie Murphy. He was your  
4 supervisor at that time. And that at this  
5 meeting he mandated that you contact the  
6 Behavioral Health System coordinator. Do you  
7 recall that meeting?

8 A. Right.

9 Q. What brought that on?

10 A. Well, he had -- he informed me that he had  
11 received a letter from general service,  
12 Pete -- I can't think of his last name -- that  
13 one of his -- one of the employees that he  
14 supervised had come to him complaining to him  
15 about an incident that had occurred between  
16 the two of us.

17 Q. And who was that employee?

18 A. Reba Stabler.

19 Q. And who is Ms. Stabler?

20 A. She's the young lady that works in procurement  
21 that I had reference to earlier.

22 Q. And is she white or black?

23 A. She's white.

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1 Q. All right. And was there an incident between  
2 you and Ms. Stabler?

3 A. Yes.

4 Q. When did that occur?

5 A. Dates, I don't recall the date right offhand.

6 Q. What year are we talking about?

7 A. That was last year.

8 Q. Would this have been in '06?

9 A. Yes.

10 Q. It would have been in '06 because -- I mean,  
11 before the meeting of November of '06, right?

12 MS. BATTLE-HODGE: Yeah, you met  
13 November '06.

14 A. Yes. Uh-huh (positive response).

15 Q. And tell me about this incident between you  
16 and Ms. Stabler.

17 A. I was coming in the building one morning, and  
18 I had my hands full. I had a -- And I had my  
19 key out to unlock the door to come in. And  
20 before I realized it, the door was flying back  
21 in my face, and I backed up. And had I not  
22 backed up, the door would have hit me in the  
23 face.

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1 But anyway, she was pushing the door back  
2 out on me. And her claim was that she was  
3 trying to help me, you know, this -- well, on  
4 this particular morning. Times past that the  
5 individuals go in the door and just let the  
6 door slam in your face, you know, and you were  
7 responsible for unlocking the door or pulling  
8 it open yourself. But it was -- I found it  
9 strange this particular morning that she's  
10 making an attempt to help me, you know. I  
11 found it kind of strange.

12 Q. Why would you find it strange?

13 A. Well, times past, you know, I would come in  
14 behind her or some other individuals, and  
15 they -- they would, you know -- But I was in  
16 the habit of coming in myself, you know,  
17 letting myself in without any assistance.

18 Q. But on this occasion you had your hands full?

19 A. Well, I had the hands full, but I wasn't -- I  
20 mean, I wasn't incapacitated where I couldn't  
21 get in the door.

22 Q. Okay. Well, did you say anything to  
23 Ms. Stabler?

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1 A. Well, she said that she was trying to help  
2 me. And I told her, I said, well, I'll -- you  
3 know, go ahead on and I'll get -- you know,  
4 I'll help himself. Because it kind of vexed  
5 me the fact that she was, you know, pushing  
6 the door out on me, you know.

7 Q. Did you comment to her in some kind of rude  
8 or -- way?

9 A. No. I asked her to go -- I know my -- my  
10 comment to her was to go ahead on; you know,  
11 I'll let myself in. And she was insisting on,  
12 you know, having this dialogue with me. And  
13 after a point, you know, I told her -- I just  
14 let her know that I didn't appreciate her  
15 pushing the door out in my face.

16 Q. So you didn't perceive her as trying to help  
17 you.

18 A. No.

19 Q. Do you think she was intentionally trying to  
20 push the door on you?

21 A. I don't know what her intention was, but I  
22 didn't see it as her trying to help me.

23 Q. Were there any other incidents referred to in

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1 this meeting on November 14th?

2 A. No.

3 Q. Well, what's your understanding of, then,

4 other than the incident with Ms. Stabler, why

5 you were referred to the Behavior Health

6 System coordinator?

7 A. Well, I had stopped being -- Well, I had

8 removed myself from being in a social setting

9 with the individuals that I saw as -- as, you

10 know, having a -- having a bone to pick with

11 me or individuals that I associated with, and

12 so I -- I kept mainly to myself.

13 Q. And those individuals you're talking about,

14 are they white individuals?

15 A. Well, some of them were black.

16 Q. Who were some of the black employees that you

17 had no contact with?

18 A. That I wouldn't associate with?

19 Q. Yeah.

20 A. Well, I didn't spend much -- I didn't spend

21 any time around George Paris, George Baldwin

22 or Angela -- I can't think of her -- Angela

23 Hurst, Daniel Robinson.

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1 Q. Am I correct that after you took over the

2 genetically modified seed plant that you

3 pretty much kept to yourself?

4 A. Yeah.

5 Q. And for lack of a better description, you

6 really weren't being a team player in the

7 Department of Agriculture.

8 A. Well, it was definitely a lack of just -- And

9 I was a team player. I played -- I was a team

10 player as much as they would involve me and

11 allow me to be a team player.

12 Q. But you weren't communicating with people out

13 there, were you?

14 A. I was communicating with those people that I

15 had a need to communicate with, but in a

16 social setting, I didn't communicate with

17 them. I mean, I picked the individuals that I

18 associated with and conversation with in a

19 social setting.

20 Q. Well, let me ask you this. Do you have a

21 staff meeting every week?

22 A. Yes.

23 Q. Do you --

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1 A. Well, it's scheduled for every week. We don't

2 have it every week.

3 Q. Well, do you have staff meetings on a regular

4 basis?

5 A. Well, there were times we didn't have staff

6 meetings for a month. So, you know, when you

7 say a regular basis, I mean, it's -- And I'm

8 assuming that it was due to circumstances that

9 intervened in the time period.

10 Q. Right. But you have staff meetings.

11 A. We're scheduled to have staff meetings.

12 Q. Right. And you attend staff meetings.

13 A. I do.

14 Q. Do you participate in those staff meetings?

15 A. To the -- To the extent that my involvement

16 requires me to, yeah.

17 Q. Have you taken the -- Strike that.

18 In these staff meetings have you refused

19 to make any comments when your supervisors are

20 present in the last year and a half?

21 A. I'm not following you.

22 Q. Okay. In the last year and a half in the

23 staff meetings that you have been present at

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1 where your supervisors were present, have you

2 made comments, participated in discussions?

3 A. Well, if the discussion involved my duties, I

4 participated.

5 Q. So you have.

6 A. Yes.

7 Q. Okay. And who -- which supervisors have you

8 spoken with during these staff meetings?

9 A. My supervisor is Ronnie Murphy.

10 Q. Right. And have you spoken to him on a

11 regular basis about your job and your job

12 functions and your responsibilities? Do y'all

13 speak each week?

14 A. If something came up in the staff meeting that

15 involved my duties, you know, or something

16 that was related to my job duties, I

17 participated.

18 Q. What about outside of staff meetings? Just

19 during the course of the week, do you have

20 meetings or conferences or discussions with

21 Mr. Murphy?

22 A. Periodically we would -- we would meet outside

23 of the staff meeting, but it wasn't on a



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1 regular basis.  
 2 Q. Well, how would you describe the level of  
 3 communication that you and your supervisor  
 4 have?  
 5 A. When there were discussions, we exchanged  
 6 ideas and thoughts, just as we are talking  
 7 now.  
 8 Q. Do you have any issues with Mr. Murphy  
 9 directly, any criticisms of Mr. Murphy?  
 10 A. Well, there have been incidents that have  
 11 occurred between the two of us. And when he  
 12 referred me to BHS, that was --  
 13 Q. Anything else?  
 14 A. Oh, I recall back I think it was in '05 when  
 15 we was -- must have been '0 -- '05, I think it  
 16 was, there were a meeting with the inspectors  
 17 and myself and Ronnie Murphy, and that has to  
 18 do -- it was in relationship to receiving  
 19 samples into the lab, that he was very rude  
 20 and ugly toward me, and --  
 21 Q. Wasn't there a --  
 22 A. -- I didn't appreciate it.  
 23 Q. Wasn't there a time right after your reprimand

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1 where members of the seed industry were coming  
 2 into the department and you had knowledge of  
 3 this, that they were coming into the  
 4 department, and instead of attending that  
 5 meeting, you went on a dental appointment?  
 6 A. Well, the --  
 7 Q. Is that correct?  
 8 A. Yes. The arrangement there was --  
 9 Q. Is that correct?  
 10 A. That is correct.  
 11 Q. Okay.  
 12 A. But to explain the incident that occurred,  
 13 they were scheduled to arrive at, I can't  
 14 remember, I think it was at 1 o'clock, and my  
 15 dental appointment was at 3. And they  
 16 didn't -- And Lance Hester, who was my  
 17 supervisor at that point, at that time, came  
 18 to my office and said that they were -- you  
 19 know, they were running a little bit late and  
 20 that they would, you know, be in shortly. And  
 21 shortly became an hour. And my dental  
 22 appointment was at 3 o'clock, and I was having  
 23 a tooth problem and I was going to that dental

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1 appointment, you know. I believe in if you're  
 2 going to make an appointment with someone and  
 3 realizing you're to take under consideration  
 4 that individual's time is just as important to  
 5 them as yours are to you, so ...  
 6 Q. And that's the way you felt about it.  
 7 A. Well, my -- Well, my health was -- You know,  
 8 due to the fact that I had allowed time for  
 9 them to get there and we go through -- because  
 10 they wanted -- what they wanted to do was tour  
 11 the lab, tour through the lab, and 30 minutes  
 12 would have been ample time.  
 13 Q. These are your customers, your constituents.  
 14 These are the people that you do work for,  
 15 right?  
 16 A. Yes.  
 17 Q. And just so I'm clear, because they were late  
 18 getting there, you had to schedule a dental  
 19 appointment -- you elected to take your dental  
 20 appointment.  
 21 A. It wasn't just a regular dental appointment.  
 22 I was having a tooth problem, and I needed it  
 23 to be -- I needed to get it taken care of.

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1 Q. Who is your dentist?  
 2 A. Phelan and Dr. Fry.  
 3 Q. Is that David Fry?  
 4 A. Yeah.  
 5 Q. Getting back to this paragraph nine when you  
 6 were referred to the Behavior Health System  
 7 coordinator, as a State employee, when you're  
 8 referred to the Behavior Health System  
 9 coordinator, you've got to go. Is that your  
 10 understanding? I mean, that's mandated by the  
 11 State Personnel Board --  
 12 A. At that point I was told that I had to go.  
 13 And, now, as far as what the procedures are, I  
 14 don't know.  
 15 Q. Did you check with the ASEA on that or anybody  
 16 with the State Personnel Board?  
 17 A. I didn't check with anyone at the Personnel  
 18 Board. I may have called ASEA and had a  
 19 conversation with Norbert Williams about it,  
 20 but as far as checking into it to see what the  
 21 procedures are, I --  
 22 Q. Were you advised that you needed to go?  
 23 A. I was advised that I had to go, not need to

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1 go.  
 2 Q. And who was the psychiatrist that you saw? Do  
 3 you remember?  
 4 A. Offhand I don't remember.  
 5 Q. It looks like you saw a Clinton Smith?  
 6 A. Yes, that's ...  
 7 Q. And would have seen him on December 5 of 2006?  
 8 A. Yes.  
 9 Q. Where is his office located?  
 10 A. Off of Taylor Road there near Taylor Road  
 11 Baptist Church and the park there across from  
 12 Halcyon.  
 13 Q. And did you see Dr. Smith only on one  
 14 occasion?  
 15 A. Yes.  
 16 Q. And for how long?  
 17 A. About an hour.  
 18 Q. And what was discussed during that session?  
 19 A. Well, he asked me to --  
 20 MS. BATTLE-HODGE: I'm going to  
 21 object because ...  
 22 MR. WILSON: Well, y'all have  
 23 produced the records. I mean, I

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1 think you've waived any  
 2 privilege.  
 3 MS. BATTLE-HODGE: Well, it's  
 4 privileged if you're talking  
 5 about particular details, but if  
 6 it's something that's in the  
 7 record, we can discuss that if  
 8 you let him see it.  
 9 MR. WILSON: You produced it to me.  
 10 MS. BATTLE-HODGE: That's fine.  
 11 Yeah, that's fine.  
 12 MR. WILSON: Yeah. This is what I'm  
 13 looking at right there.  
 14 MS. BATTLE-HODGE: Okay. But I was  
 15 just thinking of any private --  
 16 of any other conversations that  
 17 he might have had with him.  
 18 Q. What I want to know is when you saw Dr. Smith,  
 19 I mean, what did you tell him? I mean, what  
 20 was discussed in the meeting, the session?  
 21 MS. BATTLE-HODGE: And that's what  
 22 I'm saying is privileged. What  
 23 he discussed in the -- other

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1 than this, that's what I'm  
 2 saying is privileged.  
 3 Q. Well, let me ask you this. Did he -- After  
 4 this meeting did he prescribe any medication?  
 5 A. He didn't -- well, in here -- it's in the --  
 6 No, no medication was prescribed after the  
 7 session. His comments was that there was no  
 8 need for any further sessions or anything.  
 9 Q. Right. No further treatment needed.  
 10 A. No.  
 11 Q. Didn't recommend any treatment for you.  
 12 A. No.  
 13 Q. And that's the only session you had with him.  
 14 A. Right.  
 15 Q. And --  
 16 A. And his conclusion was that this appeared to  
 17 have been a vendetta between myself, Ron  
 18 Sparks, and Ronnie Murphy.  
 19 Q. What do you base that statement on, his  
 20 conclusion? Is that in the document you  
 21 presented to me?  
 22 A. There is a ...  
 23 Q. And let me ask you this. Let me ask you

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1 this. How would he know that other than what  
 2 you told him?  
 3 A. Well, in the session that we -- his statement,  
 4 his final statement was that it appeared to  
 5 have been a personal vendetta between Ronnie  
 6 Murphy, Ron Sparks, and myself.  
 7 Q. Based on what you told him, correct?  
 8 A. Yes.  
 9 Q. I mean, he didn't talk to anybody else, did  
 10 he?  
 11 A. No, he didn't.  
 12 Q. Didn't talk to Commissioner Sparks.  
 13 A. Not to my knowledge.  
 14 Q. Didn't talk to anybody else at the Department  
 15 of Agriculture to your knowledge, did he?  
 16 A. To my knowledge, he didn't.  
 17 Q. Now, as a result of being referred to the  
 18 psychiatrist in November of 2006, you didn't  
 19 receive a demotion, did you?  
 20 A. No, I did not.  
 21 Q. Didn't receive --  
 22 A. Mental anguish and --  
 23 Q. Didn't receive a reduction in benefits, did

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1 you?  
 2 A. No, I did not.  
 3 Q. You still have your State vehicle, don't you?  
 4 A. I do.  
 5 Q. But you said you had mental anguish?  
 6 A. Yeah.  
 7 Q. Okay. As a result of being referred to the  
 8 psychiatrist?  
 9 A. Well, when your -- your mental health is at  
 10 question and you know that there's nothing  
 11 wrong with you mentally, I mean, you're  
 12 normal, and put that in quotes (indicating),  
 13 to the extent of what is normal.  
 14 Q. Who knew you were going to see this  
 15 psychiatrist other than Mr. Murphy?  
 16 A. I think I mentioned it to Wilma and Shannon in  
 17 passing.  
 18 Q. So you told Ms. Fitzpatrick that you were  
 19 going to see the psychiatrist; is that  
 20 correct?  
 21 A. I may have -- what I'm trying -- I may have  
 22 mentioned it in passing or in -- during the  
 23 lunch hour that ...

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1 Q. And who else did you say?  
 2 A. Shannon Burton.  
 3 Q. Anybody else?  
 4 A. My wife.  
 5 Q. Have you had any treatment for any mental  
 6 anguish?  
 7 A. Have I ever had any treatment for mental  
 8 anguish?  
 9 Q. No. Just because -- mental anguish  
 10 specifically because of this claim that you  
 11 were referred to the Behavior Health System  
 12 coordinator.  
 13 A. Oh, no. No.  
 14 Q. And you're not on any medication, are you?  
 15 A. No, I'm not.  
 16 Q. Have you ever been treated for depression?  
 17 A. No, I have not.  
 18 Q. Do you have a family physician?  
 19 A. Yes, I do.  
 20 Q. Who is that?  
 21 A. Myrtle Goore.  
 22 Q. In the document that was produced to us by  
 23 your attorney from Dr. Smith's office, it

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1 says, and I'll show it to you, on page 2, it  
 2 looks like -- Well, first of all, this  
 3 handwriting on page 2, that's not your  
 4 handwriting, is it?  
 5 A. No. That's his handwriting. That's the  
 6 doctor's handwriting.  
 7 Q. All right. And it says: I do not recommend  
 8 follow-up treatment. Was that your  
 9 understanding?  
 10 A. Yes.  
 11 Q. And he says: There appears to be an  
 12 interpersonal problem with Mr. Crayton and his  
 13 supervisor, Ronnie Murphy, and Commissioner  
 14 Sparks. Mr. Crayton alleges promotion  
 15 discrimination and makes a claim with EEOC and  
 16 ASEA. And then it says: Mr. Crayton refused  
 17 to sign the supervisory referral authorization  
 18 form.  
 19 A. My refusal was that I was going to get legal  
 20 advice before I signed that.  
 21 Q. Right. You never signed it, did you?  
 22 A. No, I didn't.  
 23 Q. But you did go to the referral.

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1 A. I did.  
 2 Q. And as far as you know, Dr. Smith's comments  
 3 here on page 2 are based on what you told him  
 4 in the session.  
 5 A. I would assume so, yes.  
 6 Q. Because to your knowledge he didn't talk to  
 7 anybody else.  
 8 A. To my knowledge, no.  
 9 Q. And did you tell him that you had already  
 10 filed an EEOC complaint?  
 11 A. Yes, I did.  
 12 Q. And then, of course, after you were referred  
 13 to the psychiatrist, you filed another EEOC  
 14 complaint.  
 15 A. Yes, I did.  
 16 Q. Did you go back to Birmingham to file that  
 17 one?  
 18 A. I did.  
 19 Q. Did you meet with the same investigator --  
 20 A. No.  
 21 Q. -- or another one?  
 22 A. Another one. Well, I didn't meet with the  
 23 investigator. I met with the analyst that



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1 took the complaint.  
 2 Q. Okay. A different analyst?  
 3 A. Yes.  
 4 Q. And did you produce any documents to the EEOC  
 5 on that occasion?  
 6 A. Those documents there.  
 7 Q. Just -- Did you give them a copy of the --  
 8 Dr. Smith's assessment?  
 9 A. Yes.  
 10 Q. And the referral form?  
 11 A. Yes.  
 12 Q. And to your knowledge did the EEOC investigate  
 13 your claim?  
 14 A. I would assume that they did. In their reply  
 15 to me, they didn't find any of their laws  
 16 being violated.  
 17 Q. The same finding that they did in your first  
 18 EEOC complaint; is that correct?  
 19 A. Right.  
 20 Q. Let me ask you real quick. In the prosecution  
 21 of your EEOC claims or these lawsuits that  
 22 we're here about today, have you incurred any  
 23 expense yourself?

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1 A. Yes, I have.  
 2 Q. What expenses have you incurred?  
 3 A. My legal fees.  
 4 Q. Have you paid legal fees to date?  
 5 A. Yes.  
 6 Q. How much have you paid to date just ballpark?  
 7 I don't --  
 8 MS. BATTLE-HODGE: What, maybe -- I  
 9 don't know.  
 10 A. Oh, roughly 3,000.  
 11 Q. Has anybody paid your legal fees on your  
 12 behalf, or have you paid them yourself?  
 13 A. I paid them myself.  
 14 Q. Had you contacted an attorney before -- other  
 15 than somebody with the State Employees  
 16 Association, had you contacted an attorney  
 17 before you filed your first EEOC complaint?  
 18 A. No.  
 19 Q. What about your second EEOC complaint?  
 20 A. Well, I already had an attorney when I filed  
 21 my second one.  
 22 Q. Your second one?  
 23 A. Yes.

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1 Q. Is that Mrs. Battle-Hodge?  
 2 A. Yes.  
 3 Q. You state in here on it's paragraph 10, that  
 4 you were continued -- the defendant continued  
 5 to harass you after you filed your initial  
 6 EEOC complaint. What do you base that  
 7 statement on?  
 8 A. That document right there (indicating).  
 9 Q. The referral?  
 10 A. Right.  
 11 Q. Anything else?  
 12 A. Well, that was base -- yes -- No. That was  
 13 the basis of it.  
 14 Q. The referral to the --  
 15 A. Right.  
 16 Q. -- psychiatrist.  
 17 A. Uh-huh (positive response).  
 18 Q. All right.  
 19 A. Oh, and my evaluation, my yearly evaluation  
 20 that they did not do --  
 21 Q. Right. You say --  
 22 A. -- on time.  
 23 Q. -- that your evaluation was due April 30th of

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1 2007?  
 2 A. It was due by the end of the month, yes, the  
 3 end of April, yes.  
 4 Q. Has that evaluation been done?  
 5 A. Yes, it has been done.  
 6 Q. And when was it done?  
 7 A. I would have to go back and look at the date.  
 8 I don't remember. It was sometime in May.  
 9 Q. Sometime in May of '07?  
 10 A. Yes.  
 11 Q. And as a result of the evaluation being done  
 12 in May of '07, you didn't lose any -- there  
 13 was no reduction in pay, was there?  
 14 A. No.  
 15 Q. No demotion?  
 16 A. No.  
 17 Q. Didn't miss out on any raises.  
 18 A. No.  
 19 Q. Your only complaint is that it wasn't done by  
 20 the end of April of '07? Is that what the  
 21 complaint is?  
 22 A. My complaint was that it wasn't done on time  
 23 and my chances of not getting my raise. That

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1 was what -- the reason why I filed the EEOC  
 2 complaint in the first place.  
 3 Q. Right. But you got your raise.  
 4 A. I did.  
 5 Q. Okay. So there really wasn't any retaliation  
 6 based on that, was there?  
 7 Won't you agree, I mean, nobody  
 8 retaliated against you because your  
 9 performance evaluation wasn't completed on  
 10 April 30th of 2007? It was completed and you  
 11 got your raise.  
 12 A. I did -- I was evaluated and I did get my  
 13 raise, but --  
 14 Q. So there was no retaliation on that issue, was  
 15 there?  
 16 A. On that particular issue, no.  
 17 Q. Okay. Thank you.  
 18 Who did that evaluation? Was that Mr. --  
 19 A. It was done -- It was a three-part evaluation.  
 20 Q. Right.  
 21 (Defendant's Exhibit 8 was marked for  
 22 identification.)  
 23 Q. I'm just going to show you what I marked as

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1 Defendant's Exhibit 8, which is the -- it  
 2 appears to be an Employee Performance  
 3 Appraisal Addendum, and it's covering the  
 4 period from April of '06 to April of '07. And  
 5 it just shows that an annual raise effective  
 6 2007. And it was actually three appraisals  
 7 that were done.  
 8 A. It was a three-part. There were three  
 9 individuals. I was supervised by three  
 10 different people during that time period.  
 11 Q. Right. And it's Mr. Hester, Mr. Hilburn, and  
 12 Mr. Murphy.  
 13 A. Right.  
 14 Q. Have you seen that document?  
 15 A. Yes.  
 16 Q. And that's just a reflection of the three --  
 17 A. It's a cumulative, right.  
 18 Q. Yeah. That was done by those three  
 19 individuals.  
 20 A. Right.  
 21 MR. WILSON: Y'all give me just a  
 22 second to clean this up, and  
 23 I'll try to get to the end.

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1 Q. Oh, let me ask you this real quick while I'm  
 2 thinking about it. In some of our  
 3 pre-discovery disclosures that have been filed  
 4 by the lawyers in this case, your lawyer has  
 5 given me a list of some potential witnesses  
 6 that may be called in the case. And I just  
 7 want to ask you if you know who these people  
 8 are, and if you do, tell me what their  
 9 involvement in the case is.  
 10 Who is Sharon Woodall, that last name on  
 11 that first page?  
 12 A. She was a secretary -- my secretary during a  
 13 time when I was in the seed lab.  
 14 Q. Is she still employed with the department?  
 15 A. Yeah, in a -- Well, she's working for another  
 16 division now, I mean, another area.  
 17 Q. What area does she work in?  
 18 A. Food safety, I think.  
 19 Q. Okay. And is she white or black?  
 20 A. She's white.  
 21 Q. Who is Vita Jackson?  
 22 A. She's the current secretary and my secretary  
 23 when I was -- You know, after Sharon left, she

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1 became my secretary.  
 2 Q. Is she still there?  
 3 A. She's still there, yes.  
 4 Q. Working for Mr. McMillian?  
 5 A. Yes.  
 6 Q. Okay. Joan Walker?  
 7 A. Joan Walker?  
 8 Q. Joan Walker. Sorry.  
 9 A. Well, she was privy to some information  
 10 concerning an incident that occurred that we  
 11 talked about when Wilma Fitzpatrick and Annie  
 12 Patterson and I was called to the  
 13 commissioner's office. And I was dismissed  
 14 from that meeting and later called back to a  
 15 conference room for a meeting between Ronnie  
 16 Murphy, the commissioner, and Dana Wallace.  
 17 Q. When was that incident? When was that  
 18 meeting? I'm sorry.  
 19 A. I would have to go back and look at some memos  
 20 that --  
 21 Q. Was that --  
 22 A. I don't know if I can even -- concerning the  
 23 fellowship in the courtyard.

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1 MS. BATTLE-HODGE: Didn't you-all --  
 2 You-all discussed that meeting,  
 3 didn't you?  
 4 THE WITNESS: Uh-huh (positive  
 5 response).  
 6 MS. BATTLE-HODGE: Can you remind  
 7 him which one it was?  
 8 A. That was -- I mentioned that was where Annie  
 9 Patterson, Wilma Fitzpatrick, and myself were  
 10 called to the commissioner's office, and he  
 11 wanted to confront us for not -- we had been  
 12 accused of not attending this fellowship in  
 13 the courtyard.  
 14 Q. Okay. I got you.  
 15 Who is Mark Powell?  
 16 A. Mark Powell is one of the IT persons for the  
 17 department.  
 18 Q. Is he black or white?  
 19 A. He's white.  
 20 Q. And what about Q, that Charlethia Canidate?  
 21 A. She was one of the secretaries in the seed lab  
 22 during my stint as program director.  
 23 Q. Is she black or white?

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1 A. She's black.  
 2 Q. Is she still with the department?  
 3 A. She is.  
 4 Q. What about Sharon Hataway?  
 5 A. She was one of the seed analysts with the  
 6 department, with the seed lab.  
 7 Q. And Yvonne Venable?  
 8 A. She was one -- she was an employee in the --  
 9 Well, she was an employee in general service  
 10 that was privileged to some information,  
 11 racial overtones and the like.  
 12 Q. What kind of information?  
 13 A. Well, she accused an employee of some incident  
 14 that had taken place earlier.  
 15 Q. Is she white or black?  
 16 A. I think she's white.  
 17 Q. And she accused another employee of something?  
 18 A. Yes.  
 19 Q. What was that involving?  
 20 A. Right offhand, I'll have to go back and really  
 21 think about it. It skips my memory right now.  
 22 Q. What does she know about this case, your case?  
 23 A. Well, she -- the racial situation that we --

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1 she can attest to the racial situation as it  
 2 exists in the building.  
 3 Q. And when you say the racial situation, again  
 4 what do you mean specifically about the racial  
 5 situation?  
 6 A. Well, the racial overtone that exists in the  
 7 building right now.  
 8 Q. What are those overtones?  
 9 A. There is a divide between a great number of  
 10 the blacks and whites that work for the  
 11 department.  
 12 Q. Is that problem one-sided, in your opinion, or  
 13 is -- does black and white share  
 14 responsibility in that?  
 15 A. Well, I'm sure that there are some  
 16 responsibilities on both sides, but they  
 17 exist.  
 18 Q. Tom Johnson, you told me who he was, didn't  
 19 you?  
 20 A. Well, he was the director of plant industry.  
 21 I don't -- His job has changed. But he was  
 22 one of the ones that sent a memo to IT  
 23 concerning the lack -- the inability to access

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1 his database and to print permits.  
 2 Q. Nina Sigler, Siger, S-I-G-E-R, S-I-G-L-E-R?  
 3 A. She's one of the individuals in procurement  
 4 and was privy to some information concerning  
 5 me being accused of not following procedure in  
 6 ordering equipment and supplies.  
 7 Q. And that goes back to your warning in 2005.  
 8 A. Right.  
 9 Q. Paula Westbrook?  
 10 A. She was an analyst that was hired during my  
 11 period as seed analyst -- I mean, director of  
 12 the program.  
 13 Q. Is she white or black?  
 14 A. She's white.  
 15 Q. What about Jamie Baxley?  
 16 A. She was Ronnie Murphy's secretary.  
 17 Q. Is she black or white?  
 18 A. She's white.  
 19 Q. What about Guy Carr?  
 20 A. Guy Carr was the director of plant industry  
 21 and was -- and I was -- and he was my  
 22 supervisor when I was first promoted, promoted  
 23 to acting director during Jack Thompson's

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1 administration.  
 2 Q. Okay. And is he still with the department?  
 3 A. He's retired.  
 4 Q. And Ann Andrew?  
 5 A. She was my secretary when I was first promoted  
 6 and -- promoted to acting and put in a  
 7 permanent position as program director.  
 8 Q. All right. We have also requested that you  
 9 produce some tax returns in this case. Have  
 10 you done that, to your attorney?  
 11 A. No, I have not.  
 12 Q. All right. We've asked that you produce all  
 13 notes, memoranda, diaries, summaries, or other  
 14 records reflecting any of the events that make  
 15 the basis of your lawsuit.  
 16 Have you done that?  
 17 A. There are some other -- There are some more  
 18 documents that I have, too, that I was able  
 19 to -- I have come by since this case has  
 20 come -- And I will be giving it -- giving  
 21 those to the lawyer.  
 22 Q. Okay. And that would include any and all  
 23 these tapes and tape recordings that you've

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1 Q. Did you --  
 2 A. -- or that I'm aware of.  
 3 Q. I'm sorry.  
 4 Did you send that document to anybody  
 5 yourself?  
 6 A. No.  
 7 Q. Do you have any written or recorded statements  
 8 from any witnesses or anybody that may be a  
 9 witness in this case?  
 10 A. No.  
 11 Q. Back around the time that you were referred to  
 12 the psychiatrist, was there an occasion where  
 13 you had reported to your supervisor or to  
 14 Mr. Murphy or anyone at the Department of  
 15 Agriculture that you weren't going to speak to  
 16 white individuals?  
 17 A. No.  
 18 Q. Okay. Did you have discussions with  
 19 Mr. Murphy where you made a representation  
 20 that you thought he and the commissioner were  
 21 Klansmen without hoods or something to that  
 22 effect?  
 23 A. In discussion I may have.

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1 made?  
 2 A. Those that I -- that I desire to use as -- you  
 3 know, to -- you know, as part of my claim, I  
 4 will, yes.  
 5 Q. Well, we may have to take that up with the  
 6 court. But the recordings, I'm just going to  
 7 ask you to make those available to your  
 8 attorney, and then she and I will take that  
 9 up.  
 10 A. Okay.  
 11 Q. And you've already --  
 12 MR. WILSON: And we've already said  
 13 that y'all would give us a copy  
 14 of everything that he filed with  
 15 the EEOC.  
 16 MS. BATTLE-HODGE: Right. It's a  
 17 huge deal on that.  
 18 Q. Do you have any of the fliers, letters, or any  
 19 correspondence that was -- that you received  
 20 that was concerning criticisms of the  
 21 Department of Agriculture or Commissioner  
 22 Sparks? You mentioned one letter.  
 23 A. That's the only one I've -- I'm privy of --

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1 Q. Do you remember when that was made?  
 2 A. I say I may have. I --  
 3 Q. Well, if you -- Well, do you remember when you  
 4 may have made that statement?  
 5 A. No.  
 6 Q. Would that have been before you were referred  
 7 to the psychiatrist?  
 8 A. I don't know. I don't recall.  
 9 Q. Do you have a recording of that statement?  
 10 A. No.  
 11 Q. Do you know who Jim Bostick is?  
 12 A. I do.  
 13 Q. Did you have dealings with him when you were  
 14 the seed director?  
 15 A. I did.  
 16 Q. How would you describe your relationship with  
 17 Mr. Bostick?  
 18 A. It was -- It was, I guess, no more than, you  
 19 know, in conversation concerning tests when I  
 20 went to Crop Improvement Association meetings  
 21 and discussions of topics, but there was no  
 22 social acquaintance there.  
 23 Q. What about Jim Kelly?



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1 A. Jim Kelly, that was the name that I was trying  
 2 to remember. That was a kosher -- a  
 3 relationship. He would call and -- seeking  
 4 information, and we would pass the time, you  
 5 know, in -- you know, in relation to giving --  
 6 you know, sharing information with him, but  
 7 there was no social contact with him.  
 8 Q. What about Scott Morgan?  
 9 A. Scott Morgan, I knew him in attending the  
 10 seedmen's meeting, but there was no ...  
 11 Q. How often would you attend a meeting of the  
 12 Alabama Seedsmen?  
 13 A. Once a year.  
 14 Q. And when you would go, would other members of  
 15 the department go with you or would you just  
 16 go by yourself?  
 17 A. I went by myself.  
 18 Q. Do you have an interest in going back to your  
 19 previous position as we sit here today?  
 20 A. Well, at this point in time, I'm not sure.  
 21 Q. Were you told when you were assigned your --  
 22 the position that you hold today that it was a  
 23 good opportunity for you and that you had an

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1 opportunity to develop a program for the  
 2 state?  
 3 A. I may have been told that.  
 4 Q. Other than this lawsuit or these lawsuits that  
 5 we're here about today, have you ever filed  
 6 any other lawsuits, civil lawsuits?  
 7 A. No.  
 8 Q. Have you ever been sued yourself?  
 9 A. No.  
 10 Q. What about your wife, has she ever been a  
 11 plaintiff in a lawsuit to your knowledge?  
 12 A. Yes.  
 13 Q. What kind of lawsuit has she filed?  
 14 A. She was injured on an airline.  
 15 Q. I'm sorry?  
 16 A. She was injured on an airline.  
 17 Q. A personal injury case?  
 18 A. Right.  
 19 Q. Anything else to your knowledge?  
 20 A. No.  
 21 Q. Has she ever filed an EEOC complaint to your  
 22 knowledge?  
 23 A. She's filed one locally on the campus. Auburn

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1 University has an EEOC office there on campus.  
 2 Q. And she filed a complaint concerning something  
 3 about her job?  
 4 A. Yes.  
 5 Q. How long ago was that?  
 6 A. A year ago, two years ago. I don't remember.  
 7 Q. Was that case resolved?  
 8 A. Yes.  
 9 Q. Did she receive any compensation?  
 10 A. No.  
 11 Q. I may have asked you this, but just so I'm  
 12 clear, your claim of retaliation contained in  
 13 your second complaint --  
 14 MS. BATTLE-HODGE: Second. Okay.  
 15 Q. -- that's based solely or was based on the  
 16 fact that you were referred to the  
 17 psychiatrist.  
 18 A. Yes.  
 19 Q. You claim that was retaliation by the  
 20 department because you had filed the previous  
 21 EEOC complaint.  
 22 A. Yes.  
 23 MR. WILSON: Let me clean up this

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1 stuff right here. And you've  
 2 got what, 3 o'clock? Is that  
 3 what you've got?  
 4 MS. BATTLE-HODGE: Yeah, I'd like to  
 5 leave then.  
 6 MR. WILSON: Okay. Take about five.  
 7 (Brief recess.)  
 8 MR. WILSON: I just have a few more  
 9 quick questions, if we can go  
 10 back on the Record. I just want  
 11 to clarify a couple of things.  
 12 Q. (Mr. Wilson continuing) Before this meeting of  
 13 November 14th, 2006 that you had with  
 14 Mr. Murphy, you'd had at least two run-ins  
 15 with two white female employees, right? You  
 16 told me about one.  
 17 A. Well --  
 18 Q. Was there another one?  
 19 A. Well, I was accused by I think it was Nina  
 20 Sigler --  
 21 Q. Nina Sigler. Okay.  
 22 A. -- that I didn't hold a door -- the door for  
 23 her or something.

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1 Q. Okay. And then you've had at least two  
2 situations where you've become argumentative  
3 with Mr. Murphy and where you made the comment  
4 about --  
5 A. No, that wasn't an argument. That was in a  
6 conversation. We was -- He had called me --  
7 called me to his office and said he wanted to  
8 talk with me. And then we sat down and he  
9 said -- well, he informed me that we were  
10 going to just talk. And he was asking me my  
11 opinion, and I was giving him my opinion.  
12 Q. And that's when you told him you thought that  
13 he and some of the other supervisors and the  
14 commissioner were Klansmen without robes and  
15 sheets?  
16 A. Well, in the heat of the conversation that --  
17 and in my perception of the racial conditions  
18 in the department, yes.  
19 Q. Right. But I'm just -- that's what you said.  
20 A. I may have said that, yes.  
21 Q. All right. And then it was after this that  
22 you had the meeting on November 14th with  
23 Mr. Murphy, correct?

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1 A. Now, what -- when --  
2 Q. I'm saying after that conversation, after the  
3 two run-ins with the two white females --  
4 A. Okay. Yes.  
5 Q. -- and after your discussions with Mr. Murphy  
6 where you made the comment about the Klansmen,  
7 then on November 14th you had the meeting with  
8 Mr. Murphy.  
9 A. That's when -- when he referred me to BHS.  
10 Q. Right.  
11 A. Okay. Yes.  
12 Q. And, actually, that's the Employee Assistance  
13 Program, right?  
14 A. Right.  
15 Q. And did you go to the Employee's Assistance  
16 Program and meet with someone?  
17 A. I was to contact them, and I did. And they --  
18 And I think in the meantime, the personnel  
19 person in the department had made contact with  
20 them.  
21 Q. Okay.  
22 A. And when I contact BHS, they gave me the name  
23 of a psychiatrist that I was to go see.

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1 Q. So that it was the Employee --  
2 A. And I contacted the psychiatrist and set up an  
3 appointment to see him.  
4 Q. Right. So it was the Employment Assistance  
5 Program that referred you to the -- actually  
6 referred you to the psychiatrist.  
7 A. Right. Right.  
8 Q. Not Mr. Murphy or not the Department of  
9 Agriculture.  
10 A. Right.  
11 Q. And that Employee Assistance Program is part  
12 of your State benefits, correct? I mean, it's  
13 a benefit you get if you need it.  
14 A. Right.  
15 Q. Okay. And was it your understanding that you  
16 were being referred to the Employment  
17 Assistance Program for an anger management  
18 issue?  
19 A. No.  
20 Q. Okay. What were you told? What were you told  
21 about it, about the referral?  
22 A. He may have told me that, you know, that --  
23 Well, I don't -- I don't remember.

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1 Q. Just so I'm clear, did you actually meet with  
2 someone with the Employee Assistance Program?  
3 A. No.  
4 Q. Okay. You just contacted them?  
5 A. Right.  
6 Q. And -- Over the telephone?  
7 A. Yes.  
8 Q. And told them who you were?  
9 A. Yes.  
10 Q. And then they made the referral back to  
11 Dr. Smith.  
12 A. No. They gave me Dr. Smith -- they gave me --  
13 Well, Dr. Smith was the second person that  
14 they gave me. There may have been a conflict  
15 with the first individual they gave me.  
16 Q. So -- But you made the appointment.  
17 A. I made the appointment, yes.  
18 Q. All right. Based on the information that the  
19 Employment Assistance Program gave you. I  
20 mean, they gave --  
21 A. Yeah, they gave me his name and -- Yes.  
22 Q. That's all I'm trying to say. All right. Let  
23 me see here.

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1 You told me earlier in the course of the  
 2 deposition that your race was one of the  
 3 factors of your discrimination claims. I  
 4 think a couple of times you said it was the  
 5 majority contributing factor or a major  
 6 contributing factors. What were the other  
 7 factors? Were there other factors other than  
 8 your race?  
 9 A. Well, I'm sure that there were others, but  
 10 right offhand I can't -- I perceived it as  
 11 being race and -- and the reputation that  
 12 Ronnie Murphy brings to the department.  
 13 Q. The reputation that Mr. Murphy brings?  
 14 A. Yes. Yes.  
 15 Q. What's his reputation?  
 16 A. Well, I -- I was -- you know, I was -- you  
 17 know, it was just general knowledge that he  
 18 was the hatchet man and, you know, the way he  
 19 came from NRCS. And he was known to be the  
 20 hatchet man around NRCS.  
 21 Q. The hatchet man in what? I'm sorry.  
 22 A. The hatchet man around NRCS.  
 23 Q. What is NRCS?

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1 A. Natural Resources Conservation Service.  
 2 Q. Did you know Mr. Murphy before he came to work  
 3 with the department?  
 4 A. No, I did not.  
 5 Q. When did he come to work?  
 6 A. I think it was -- '03, I think.  
 7 Q. Was it -- Did he come to work with the Sparks  
 8 administration or before?  
 9 A. He came before.  
 10 Q. So he was there with, was it --  
 11 A. Charles Bishop.  
 12 Q. Bishop.  
 13 Any other -- Anything else about his  
 14 repetition that you're aware of?  
 15 A. No.  
 16 MR. WILSON: All right. I  
 17 appreciate your time. Thank  
 18 you. Thank you.  
 19 MS. BATTLE-HODGE: Thank you. Thank  
 20 you.  
 21 \*\*\*\*\*  
 22 FURTHER DEPONENT SAITH NOT  
 23 \*\*\*\*\*

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1 REPORTER'S CERTIFICATE  
 2 STATE OF ALABAMA:  
 3 MONTGOMERY COUNTY:  
 4 I, Gina L. Haislip, Registered Professional  
 5 Reporter and Commissioner for the State of Alabama at  
 6 Large, do hereby certify that I reported the  
 7 deposition of:  
 8 JOHN L. CRAYTON  
 9 who was first duly sworn by me to speak the truth, the  
 10 whole truth and nothing but the truth, in the matter  
 11 of:  
 12 JOHN L. CRAYTON,  
 13 Plaintiff,  
 14 vs.  
 15 ALABAMA DEPARTMENT OF  
 16 AGRICULTURE & INDUSTRIES,  
 17 Defendant.  
 18 In The U.S. District Court  
 19 For the Middle District of Alabama  
 20 Northern Division  
 21 Case Number  
 22 2:07cv626-MEF  
 23

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1 The foregoing 178 computer printed pages  
 2 contain a true and correct transcript of the  
 3 examination of said witness by counsel for the parties  
 4 set out herein. The reading and signing of same is  
 5 hereby waived.  
 6 I further certify that I am neither of kin  
 7 nor of counsel to the parties to said cause nor in any  
 8 manner interested in the results thereof.  
 9 This 1st day of May 2008.  
 10  
 11  
 12  
 13 Gina L. Haislip, ACCR #263  
 14 Expiration Date: 9-30-2008  
 15 Registered Professional Reporter  
 16 and Commissioner for the State  
 17 of Alabama at Large  
 18  
 19  
 20  
 21  
 22  
 23



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STATE OF ALABAMA                     )  
   )  
COUNTY OF MONTGOMERY         )

RE:    **JOHN CRAYTON V. ALABAMA DEPARTMENT OF AGRICULTURE & INDUSTRIES**  
       **CASE NO.: 2:07- CV-626-MEF**

**AFFIDAVIT OF JOHN CRAYTON**

Before me, the undersigned authority in and for said county and state personally appeared John Crayton who is known to me and being first duly sworn, deposes and says under oath as follows:

1.     My name is John Crayton. I am over the age of nineteen and I have personal knowledge of the matter set forth herein.
2.     When I became Program Director of the Seed Program (Seed Division), there was a four month back log of samples, shortage of personnel, and equipment that was in disrepair. In spite of this and an administration that did not see the need to allow me to hire adequate personnel and purchase needed equipment. The three analysts and I worked two to three hours beyond our regular work hours for four months to eliminate the back log. As a result of eliminating the back log of samples, we established and maintained a record average turn around time of twenty one days on all test reports while I was Director of the Seed Program.
3.     My credentials and work experience clearly show that Mr. Hester could not out rank me without some underhanded manipulation by Mr. Sparks and his administration. Mr. Cofer was promoted to Division Director from the same register, but yet he was ranked below George Parish and me.
4.     My problems with Ron Sparks stemmed from a hearsay situation where Wilma Fitzpatrick, Annie Patterson and I were summoned to Mr. Sparks' office for not participating in a voluntary fellowship get together. This was a monthly gathering. I informed Mr. Sparks that the hearsay was correct and that I chose not to participate, because of the racial atmosphere that he and his administration had created. I also chose not to participate in the gathering due to the fact that it was voluntary and I was required to use my break time or lunch hour and my own money for this fellowship. This occurred between 2003 and 2004. From that date forward, it appears that Mr. Sparks had a vendetta against me.
5.     The reprimand of October 4, 2004 came without prior conferencing or warning. A query of my database along with the 760 plus substitute tests reports will prove the

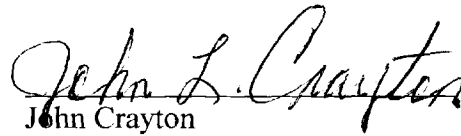
Exhibit 10

reprimand to be groundless, without merit, and a clear case of harassment.

6. A summary of the query shows one of the letters of complaint, Bragg Farms, was unfounded because all the test results for Bragg Farms for the month of August 2004 had a better than average turn around time of twenty days as opposed to the regular twenty one days. This leads me to believe that these letters were solicited by this administration.
7. During the month of August 2004, and September 2004, the department computer server was out of service. This affected everyone using the server including Mr. Hester's program, Food and Safety, but yet he had the audacity to accuse me of not properly doing my job.
8. Two memos, one from Mr. Johnson and one from Mrs. Patterson to Arnold Leak, the department's information technology specialist, complaining about not having access to their data base will show that this affected the whole department.
9. The reprimand affected my annual evaluation by reducing my overall score by seven (7) points this limiting me to a one (1) step raise as I would have received a two (2) step raise. (see my Personnel File, April 2004 Evaluation)
10. This October 7, 2004 memorandum of Mr. Sparks was not only sent to Alabama Seed Industry, but also to other states' Seed Control Officials in an effort to further embarrass and harass me because of his personal vendetta he has with me.
11. My not traveling out of town was due to a shortage of trained experienced Seed Analyst to keep up with the work load and maintain the newly established record twenty one day turn around time on all test results in spite of the Administration's (Mr. Hester and Mr. Murphy) efforts to sabotage and disrupt my work by deleting and manipulating my computer files and tampering with my office files. (Whites who used the cars predominately to travel from home to work- Tomm Johnson, Tony Cofer, and Joe Debro).
12. The letter of warning was no more than a continuation of the harassment started three years earlier. Getting the seed samples from the loading dock or the parking lot had been the sole responsibility of the inspector for twenty eight years. Mr. Murphy gave me permission to order parts and supplies, especially those for the germinators and file the necessary forms after the fact. The reasoning for this was to prevent tests in progress from being ruined if a motor, a pump, or some other vital parts went out.
13. In June 2006, seven black employees of the Department of agriculture and Industries went to the Alabama State Employees Association (ASEA) to appraise the Association of the racist charged atmosphere perpetuated by Mr. Sparks and his Administration.

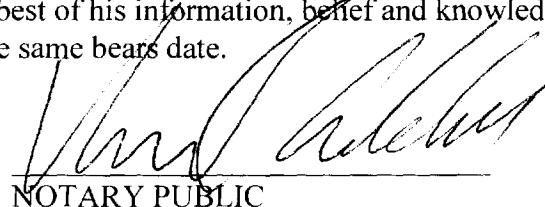
14. The reissuing of cars, promotions, blacks complain about Mr. Sparks pretending not to hear or see them when they would speak in passing on the hallways. I have found him (Mr. Sparks) to be very rude and abrasive in my encounters with him. (See fax #2 and CD).
15. The recording of a meeting concerning the June 2006 encounter with Mr. McArthur, and Mr. Williams will show that Mr. Sparks is a very emotional, abrasive, and self-centered individual who will juggle the truth to make himself look good. (Play CD and see fax #2).
16. This position, Genetically Modified Plants and Plants Products Program Director, is nothing more than a sham on the part of Ron Sparks and his Administration to get me out of the position of Seed Program Director and transfer those duties to Agriculture Compliance to justify promoting Benny Hitch to Program Director. The Seed Program was lowered to a Unit Manager's level stripped of all its regulatory, administrative and enforcement duties. (See Fax #1).

Dated this the 23<sup>rd</sup> day of June 2008

  
John Crayton

**STATE OF ALABAMA  
COUNTY OF MONTGOMERY**

On this the 23<sup>rd</sup> day of June 2008, before me, the undersigned Notary Public, in and for said State and County, personally appeared, John Crayton who is known to me, and states that the foregoing information is true and correct to the best of his information, belief and knowledge, and that he executed same voluntarily on the day the same bears date.

  
NOTARY PUBLIC

3/25/12  
My Commission Expires

**SAMPLES TAKEN -- October 1, 2002 through November 30, 2002**

(sorted by number of days)

NAME GIVEN	SOURCE	DATE REC.	REPT. DATE	LAB	LOT
KENTUCKY 31 TALL FESCUE	LIMESTONE CO-OP ATHENS, AL.	10/03/2002	11/14/2002	42	56648 1837 P-114
MARSHALL ANNUAL RYEGRASS	AFC DECATUR, AL.	10/03/2002	11/14/2002	42	56661 LA5-2-70
SELECT TALL FESCUE	SOUTHERN STATES STORE ONEONTA, AL.	10/03/2002	11/14/2002	42	56645 W10-2-TF14
POTOMAC ORCHARDGRASS	AFC DECATUR, AL.	10/03/2002	11/12/2002	40	56665 B12-2-10
BOREAL RED FESCUE	VALLEY FEED DECATUR, AL.	10/16/2002	11/22/2002	37	56711 2496
CHAMPION TURFGRASS PERENNIAL RYEGRASS MIXTURE	AGRO/PROSOURCE ONE, SUMMERDALE, AL.	10/09/2002	11/14/2002	36	56685 HS-2-430
CHAMPION TURFGRASS PERENNIAL RYEGRASS MIXTURE	AGRO/PROSOURCE ONE, SUMMERDALE, AL.	10/09/2002	11/14/2002	36	56688 HS-2-1002
CHAMPION TURFGRASS PERENNIAL RYEGRASS MIXTURE	AGRO/PROSOURCE ONE, SUMMERDALE, AL.	10/09/2002	11/14/2002	36	56689 HS-2-1003
DEFIANCE TURFGRASS TALL FESCUE MIXTURE	AGRO/PROSOURCE ONE, SUMMERDALE, AL.	10/09/2002	11/14/2002	36	56686 HS-2-820TG
KENTUCKY 31 TALL FESCUE	LIMESTONE CO-OP ATHENS, AL.	10/03/2002	11/08/2002	36	56647 1841B
KENTUCKY 31 TALL FESCUE	LIMESTONE CO-OP ATHENS, AL.	10/03/2002	11/08/2002	36	56649 1812B
MARSHALL ANNUAL RYEGRASS	AFC DECATUR, AL.	10/03/2002	11/08/2002	36	56662 LA5-2-69
MARSHALL ANNUAL RYEGRASS	AFC DECATUR, AL.	10/03/2002	11/08/2002	36	56663 LA5-2-68
MARSHALL ANNUAL RYEGRASS	AFC DECATUR, AL.	10/03/2002	11/08/2002	36	56664 LA5-2-72
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/03/2002	11/08/2002	36	56650 P3-2-30
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/03/2002	11/08/2002	36	56651 B27-2-P1
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/20/2002	35	56733 20AV46
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/20/2002	35	56734 20AV45
KY-31 TALL FESCUE	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/20/2002	35	56718 S3228
POTOMAC ORCHARDGRASS	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/20/2002	35	56722 B24-2-07
AUSTRIAN WINTER FIELD PEAS	PENNINGTON SEED INC. CULLMAN, AL.	10/03/2002	11/06/2002	34	56652 AP02
AUSTRIAN WINTER FIELD PEAS	PENNINGTON SEED INC. CULLMAN, AL.	10/03/2002	11/06/2002	34	56653 FAP1177
AUSTRIAN WINTER PEAS	AFC DECATUR, AL.	10/03/2002	11/06/2002	34	56658 C1
CERT. SELECT TALL FESCUE	WINSTON CO. CO-OP HALEYVILLE, AL.	10/17/2002	11/20/2002	34	56786 L5-0-TF30
GULF ANNUAL RYEGRASS	AFC DECATUR, AL.	10/16/2002	11/19/2002	34	56743 B5-2-GSG33
GULF ANNUAL RYEGRASS	AFC DECATUR, AL.	10/16/2002	11/19/2002	34	56744 B5-2-GSG24
GULF ANNUAL RYEGRASS	AFC DECATUR, AL.	10/16/2002	11/19/2002	34	56745 B5-2-G12
KENTUCKY 31 TALL FESCUE	AFC DECATUR, AL.	10/17/2002	11/20/2002	34	56779 830
KENTUCKY 31 TALL FESCUE	C.T. GARVIN FEED & SEED HUNTSVILLE, AL.	10/17/2002	11/20/2002	34	56783 1837
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/20/2002	34	56758 22216GR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/20/2002	34	56759 *798
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/20/2002	34	56760 #1
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/20/2002	34	56761 #8
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/20/2002	34	56762 #9
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/20/2002	34	56769 #6
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/20/2002	34	56770 #7
KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/20/2002	34	56791 S3286
KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/20/2002	34	56792 S3273
KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/20/2002	34	56794 S3267
YUMA BERMUDAGRASS	DAN'S HARDWARE & SUPPLY, INC. PHENIX CITY	10/23/2002	11/26/2002	34	56852 9878
BIG DADDY TETRAPLOID ANNUAL RYEGRASS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/19/2002	33	56788 L175-2-40BD
BOB OATS	CLEMMONS & HAMNER KILLEN AL	10/03/2002	11/05/2002	33	56672 G50-1089A
BOB OATS	WINSTON CO. CO-OP HALEYVILLE, AL.	10/17/2002	11/19/2002	33	56784 G50-1083A
DIXIE CRIMSON CLOVER	FAITHWAY FEED CO. GUNTERSVILLE, AL.	10/03/2002	11/05/2002	33	56657 Y16-0-CC-12
GULF ANNUAL RYEGRASS	AFC DECATUR, AL.	10/17/2002	11/19/2002	33	56752 P27-2-42G
GULF ANNUAL RYEGRASS	C.T. GARVIN FEED & SEED HUNTSVILLE, AL.	10/17/2002	11/19/2002	33	56782 P64-2-G1
GULF ANNUAL RYEGRASS	CLEMMONS & HAMNER KILLEN AL	10/17/2002	11/19/2002	33	56764 L57-0-106G
GULF ANNUAL RYEGRASS	FAITHWAY FEED CO. GUNTERSVILLE, AL.	10/17/2002	11/19/2002	33	56771 L178-2-10G
GULF ANNUAL RYEGRASS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/19/2002	33	56798 L101-2-1G
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/19/2002	33	56753 P64-2-P18
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/19/2002	33	56754 P64-2-P17
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/19/2002	33	56755 L122-2-A9
POTOMAC ORCHARDGRASS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/19/2002	33	56793 B24-2-06
POTOMAC ORCHARDGRASS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/19/2002	33	56797 B12-1-7
SOUTHERN STATES 78-30 OATS	SOUTHERN STATES ONEONTA, AL.	10/03/2002	11/05/2002	33	56646 6430-1ND
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/22/2002	31	56812 791
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/22/2002	31	56820 22291GGR
PRINE TETRAPLOID ANNUAL RYEGRASS	BRADFORD OUTDOOR GROVE HILL, AL.	10/08/2002	11/08/2002	31	56682 L145-2-JA8
CERT. SECRETARIAT LA 495 OATS	UAP SOUTHEAST HEADLAND, AL.	10/09/2002	11/08/2002	30	56698 LA495
5 STAR BLEND	LIMESTONE CO-OP ATHENS, AL.	10/16/2002	11/15/2002	30	56715 201BW15S-56
CERT. LA PRIMA BERMUDAGRASS BLEND MIXTURE	AGRO/PROSOURCE ONE, SUMMERDALE, AL.	10/09/2002	11/08/2002	30	56690 3457-C
CERT. REBEL II TALL FESCUE	VALLEY FEED DECATUR, AL.	10/16/2002	11/15/2002	30	56712 P8-1-16A-225
GULF ANNUAL RYEGRASS	AFC DECATUR, AL.	10/16/2002	11/15/2002	30	56741 P27-2-43G
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56702 L101-2-35J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56703 L101-2-29J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56704 L101-2-33J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56705 L101-2-34J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56707 L101-2-24J
RAPID FIRE TURFGRASS PENNIAL RYEGRASS MIXTURE	AGRO/PROSOURCE ONE, SUMMERDALE, AL.	10/09/2002	11/08/2002	30	56687 1-0815P
ARGENTINE BAHIA GRASS	SEED SOUTH INC. DOTHAN, AL.	10/24/2002	11/22/2002	29	56865 D007

Exhibit 11



**SAMPLES TAKEN -- October 1, 2002 through November 30, 2002**

(sorted by number of days)

NAME GIVEN	SOURCE	DATE REC	REPT. DATE	#days	LAB	LOT
ARGENTINE BAHIA GRASS	SEED SOUTH INC. DOTHAN, AL.	10/24/2002	11/22/2002	29	56866	D011
ASPB CERT. 2684 WHEAT	AFC DECATUR, AL.	10/03/2002	11/01/2002	29	56666	U98ZC014
BOREAL RED FESCUE	VALLEY FEED DECATUR, AL.	10/16/2002	11/14/2002	29	56713	2193
CERT. AGS 2000 WHEAT	AFC DECATUR, AL.	10/03/2002	11/01/2002	29	56659	577
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/03/2002	11/01/2002	29	56668	132
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/03/2002	11/01/2002	29	56669	133
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/03/2002	11/01/2002	29	56673	131
CERT. PATTERSON WHEAT	AFC DECATUR, AL.	10/03/2002	11/01/2002	29	56667	501
CITATION OATS	TRIPLE T FEED FRUITDALE, AL.	10/08/2002	11/06/2002	29	56679	LL-02
EK 102 WHEAT	AFC DECATUR, AL.	10/03/2002	11/01/2002	29	56660	02-V022
ELBON RYE	FAITHWAY FEED CO. GUNTERSVILLE, AL.	10/03/2002	11/01/2002	29	56656	LSC-4702
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/15/2002	29	56757	22217GR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/20/2002	29	56811	20248GGR
OKLON RYE	MADISON COUNTY CO-OP HAZEL GREEN	10/03/2002	11/01/2002	29	56654	2693
OKLON RYE	MADISON COUNTY CO-OP HAZEL GREEN	10/03/2002	11/01/2002	29	56655	2668
POTOMAC ORCHARD GRASS	LIMESTONE CO-OP ATHENS, AL.	10/16/2002	11/14/2002	29	56714	B22-2-OG21
SELECT TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/15/2002	29	56796	W10-2-TF14
T.C.I.A.-U.S.G. 3209-WHEAT	CLEMMONS & HAMNER KILLEN AL	10/03/2002	11/01/2002	29	56670	129
T.C.I.A.-USG 3209-WHEAT	CLEMMONS & HAMNER KILLEN AL	10/03/2002	11/01/2002	29	56671	130
WRENS ABRUZZI RYE	CAROLINA EASTERN-DOWLING, INC. OPP, AL.	10/08/2002	11/06/2002	29	56678	TPC-5302
CERT. 2684 WHEAT	UAP SOUTHEAST; SUMMERDALE AL	10/24/2002	11/21/2002	28	56857	U08ZC004
CERT. 2684 WHEAT	UAP SOUTHEAST; SUMMERDALE AL	10/24/2002	11/21/2002	28	56856	U08ZC014
CERT. 2684 WHEAT	UAP SOUTHEAST; SUMMERDALE AL	10/24/2002	11/21/2002	28	56859	U08ZC003
ELBON RYE	FARMERCO/OP; ASHFORD, AL	10/22/2002	11/19/2002	28	56803	LSC-2402
ELBON RYE	UAP SOUTHEAST ATMORE, AL.	10/09/2002	11/06/2002	28	56692	T1-220
ELBON RYE	UAP SOUTHEAST ATMORE, AL.	10/09/2002	11/06/2002	28	56693	T1-215
ELBON RYE	UAP SOUTHEAST ATMORE, AL.	10/09/2002	11/06/2002	28	56691	T1-216
GA. MITCHELL OATS	FARMERS CO OP ASHFORD, AL.	10/22/2002	11/19/2002	28	56802	JS-LL
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/19/2002	28	56821	22290GGR
TAM 90 ANNUAL RYEGRASS	UAP SOUTHEAST HEADLAND, AL.	10/09/2002	11/06/2002	28	56699	L16-1-L118
514W WHEAT	ARGO DISTRIBUTION ATMORE, AL.	10/09/2002	11/05/2002	27	56695	AC2W-700T
BOB OATS	FARMERS COOPERATIVE MKT. FRISCO CITY	10/09/2002	11/05/2002	27	56684	G50-1091A
CERT. COKER 227 OATS	ELBERTA FARMERS COOP. ELBERTA	10/09/2002	11/05/2002	27	56683	2141
DIXIE CRIMSON CLOVER	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/12/2002	27	56731	Y16-0-CC-12
DIXIE CRIMSON CLOVER	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/12/2002	27	56738	Y16-0-CC-08
ELBON RYE	FARMERS CO/OP ASHFORD, AL.	10/22/2002	11/18/2002	27	56801	LSC-1501
ELBON RYE	UAP SOUTHEAST HEADLAND, AL.	10/09/2002	11/05/2002	27	56697	605-02
GULF ANNUAL RYEGRASS	MORGAN CO. CO-OP DECATUR, AL.	10/16/2002	11/12/2002	27	56726	B29-2-11LG
GULF ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/05/2002	27	56700	L41-2-G116
GULF ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/05/2002	27	56701	L32-2-16G
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/05/2002	27	56706	L101-2-29J
WINTERGRAZER 70 RYE	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/18/2002	27	56814	SPI-1105
WRENS ABRUZZI RYE	BRADFORD OUTDOOR GROVE HILL, AL.	10/08/2002	11/04/2002	27	56681	TPC-5302
WRENS ABRUZZI RYE	BRADFORD OUTDOOR GROVE HILL, AL.	10/08/2002	11/04/2002	27	56680	LSC-1002
WRENS RYE	CAROLINA EASTERN-DOWLING, INC. OPP, AL.	10/08/2002	11/04/2002	27	56674	TPC-VW5
WRENS RYE	CAROLINA EASTERN-DOWLING, INC. OPP, AL.	10/08/2002	11/04/2002	27	56675	TPC-VW6
WRENS RYE	CAROLINA EASTERN-DOWLING, INC. OPP, AL.	10/08/2002	11/04/2002	27	56677	TPC-VW7
WRENS RYE	CAROLINA EASTERN-DOWLING, INC. OPP, AL.	10/08/2002	11/04/2002	27	56676	TPC-VW8
CERT. 2684 WHEAT	UAP SOUTHEAST; SUMMERDALE AL	10/24/2002	11/19/2002	26	56858	U08ZC018
CERT. COKER 227 OATS	KELLY SEED CO. INC. HARTFORD, AL.	10/24/2002	11/19/2002	26	56867	2161
CERT. COKER 227 OATS	KELLY SEED CO. INC. HARTFORD, AL.	10/24/2002	11/19/2002	26	56868	2160
CERT. COKER 227 OATS	KELLY SEED CO. INC. HARTFORD, AL.	10/24/2002	11/19/2002	26	56869	2139
CERT. COKER 227 OATS	KELLY SEED CO. INC. HARTFORD, AL.	10/24/2002	11/19/2002	26	56870	2151
EK-102 WHEAT	MCMILLIAN & HARRISON GRAND BAY, AL.	10/24/2002	11/19/2002	26	56855	02-M014
ELBON RYE	FARMERS COOPERATIVE MKT. FRISCO CITY	10/24/2002	11/19/2002	26	56860	626-02
ELBON RYE	FARMERS COOPERATIVE MKT. FRISCO CITY	10/24/2002	11/19/2002	26	56861	608-02
GULF ANNUAL RYEGRASS	MID-STATE FARMER'S CO-OP CLANTON, AL.	10/24/2002	11/19/2002	26	56876	P72-1-ARG-1B
SAN ANTONIO CRIMSON CLOVER	PENNINGTON SEED INC. CULLMAN, AL.	10/17/2002	11/12/2002	26	56756	L144-0-0SAC01
WRENS ABRUZZI RYE	WINSTON CO. CO-OP HALEYVILLE, AL.	10/17/2002	11/12/2002	26	56785	269
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/29/2002	11/22/2002	24	56905	20258GGR
KENTUCKY-31 TALL FESCUE	FAITHWAY FEED CO. GUNTERSVILLE, AL.	10/29/2002	11/22/2002	24	56902	T309202-P
ALFAGRAZE ALFALFA	FARMERS FEED SERVICE; WETUMPKA, AL.	10/29/2002	11/21/2002	23	56891	AZN-1785-4
DIXIE CRIMSON CLOVER	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/08/2002	23	56732	Y16-9-CC-1
ELBON RYE	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/08/2002	23	56721	LSC-0702
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/14/2002	23	56813	B5-2-G5
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/14/2002	23	56816	B5-2-OG1
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/14/2002	23	56817	B5-2-HG6
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/14/2002	23	56818	B5-2-HG4
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/14/2002	23	56819	B5-2-HG5
JACKSON ANNUAL RYEGRASS	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/14/2002	23	56808	LA17-2-2L



**SAMPLES TAKEN -- October 1, 2002 through November 30, 2002**

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NAME GIVEN	SOURCE	DATE REC.	REPT. DATE	#days	LAB	LOT
MARSHALL ANNUAL RYEGRASS	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/14/2002	23	56809	L5-2-MRG79H
NC REG. COKER 9663 WHEAT	BRAGG FARMS; TONEY AL.	10/29/2002	11/21/2002	23	56907	6FR-2010B
NEW ZEALAND WHITE CLOVER	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/08/2002	23	56717	R25079
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/22/2002	11/14/2002	23	56815	L5-2-AR47C
UNHULLED BERMUDAGRASS	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/08/2002	23	56735	B02010
GULF ANNUAL RYEGRASS	FEED & TACK DOUBLE SPRINGS	11/04/2002	11/26/2002	22	56964	L172-2-G109
YUCHI ARROWLEAF CLOVER	FARMERS FEED SERVICE; WETUMPKA, AL.	10/30/2002	11/21/2002	22	56912	W6-1-AL-1010A
AFC 20-20 RYE	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/12/2002	21	56806	AFC-13-02
AFC 20-20 RYE	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/12/2002	21	56807	AFC-08-02
AL FOUNDATION WHEAT JACKSON	BRAGG FARMS; TONEY AL.	10/29/2002	11/19/2002	21	56900	202
AL FOUNDATION WHEAT JACKSON	BRAGG FARMS; TONEY AL.	10/29/2002	11/19/2002	21	56901	201
AR. REG. COKER 9543 WHEAT	BRAGG FARMS; TONEY AL.	10/29/2002	11/19/2002	21	56899	1BR-2003
AR. REG. COKER 9835 WHEAT	BRAGG FARMS; TONEY AL.	10/29/2002	11/19/2002	21	56898	1BR-2004
AUSTRIAN WINTER FIELD PEAS	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/06/2002	21	56730	AP02
BOBS 50 OATS	FARMERS FEED SERVICE; WETUMPKA, AL.	10/29/2002	11/19/2002	21	56886	09050
CERT. 26R24 WHEAT	AFC OPP, AL.	10/22/2002	11/12/2002	21	56822	U06012
CERT. 535W WHEAT	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/06/2002	21	56723	826
DIXIE RESEEDING CRIMSON CLOVER	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/12/2002	21	56804	W6-1-CC-14
EK 102 WHEAT	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/12/2002	21	56805	02-W015
ELBON RYE	UAP SOUTHEAST ATMORE, AL.	10/09/2002	10/30/2002	21	56694	T1-222
GULF ANNAUL RYEGRASS	FAITHWAY FEED CO. GUNTERSVILLE, AL.	10/29/2002	11/19/2002	21	56906	B5-2-CG4
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC. CULLMAN, AL.	10/29/2002	11/19/2002	21	56904	20257GGR
NC. REG. COKER 9184 WHEAT	BRAGG FARMS; TONEY AL.	10/29/2002	11/19/2002	21	56894	61R-2209B
NC. REG. COKER 9803 WHEAT	BRAGG FARMS; TONEY AL.	10/29/2002	11/19/2002	21	56895	61R-2406B
NC. REG. COKER 9803 WHEAT	BRAGG FARMS; TONEY AL.	10/29/2002	11/19/2002	21	56896	61R-2405B
NC. REG. COKER 9835 WHEAT	BRAGG FARMS; TONEY AL.	10/29/2002	11/19/2002	21	56897	6FR-2008B
WHEAT	CHUCK MCCANN ATHENS, AL.	11/04/2002	11/25/2002	21	56965	GOR-1
WHEAT	CHUCK MCCANN ATHENS, AL.	11/04/2002	11/25/2002	21	56966	BK-1
WINTERGRAZER 70 RYE	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/06/2002	21	56739	907
26R38 WHEAT	AFC DECATUR, AL.	10/30/2002	11/19/2002	20	56936	U98ZC007
833 OATS	AFC DECATUR, AL.	10/17/2002	11/06/2002	20	56751	BI02-30
ASPB CERT. AGS 2000 WHEAT	AFC DECATUR, AL.	10/30/2002	11/19/2002	20	56937	820
CERT. 535 W WHEAT	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/05/2002	20	56716	826
CERT. AGS 2000 WHEAT	LIMESTONE CO-OP ATHENS, AL.	10/16/2002	11/05/2002	20	56709	577
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/16/2002	11/05/2002	20	56727	134
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/16/2002	11/05/2002	20	56728	135
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/16/2002	11/05/2002	20	56729	137
CERT. PATTERSON WHEAT	AFC DECATUR, AL.	10/16/2002	11/05/2002	20	56742	502
ELBON RYE	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	11/05/2002	20	56740	S-1164
ELBON RYE	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/05/2002	20	56719	LSC-6202
ELBON RYE	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/05/2002	20	56720	LSC-3402
ELBON RYE	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/05/2002	20	56724	609-02
ELBON RYE	SOUTHERN STATES CO-OP ATHENS, AL.	10/16/2002	11/05/2002	20	56725	616-02
FFR 540 WHEAT	AFC DECATUR, AL.	10/30/2002	11/19/2002	20	56934	11067
FFR 540 WHEAT	AFC DECATUR, AL.	10/30/2002	11/19/2002	20	56935	11071
FFR540 WHEAT	AFC DECATUR, AL.	10/30/2002	11/19/2002	20	56933	11082
HARRISON OATS	AFC DECATUR, AL.	10/17/2002	11/06/2002	20	56750	BI02-18
ILLINOIS CERT PATTERSON WHEAT	COLBERT FARM CO OP LEIGHTON AL	10/30/2002	11/19/2002	20	56931	502
MARSHALL ANNUAL RYEGRASS	VALLEY FEED DECATUR, AL.	10/16/2002	11/05/2002	20	56710	L44-2-18PM
MATON RYE	AFC DECATUR, AL.	10/17/2002	11/06/2002	20	56781	2688
PENNLEAF HYBRID PEARL MILLET	FARMERS FEED SERVICE 5536 US HWY 231	10/30/2002	11/19/2002	20	56911	3551 D
PIONEER 26R24 WHEAT	LIMESTONE CO-OP ATHENS, AL.	10/16/2002	11/05/2002	20	56708	U98ZC012
26R38 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56747	U98ZC007
554 W WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56749	AC2W-201
ASPR CERT. AGS 2000 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56773	579
CERT 2684 WHEAT	AGRILIANE PO BOX 678 ATMORE, AL 36504	10/31/2002	11/19/2002	19	56950	U98ZC015
CERT. 26R24 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56775	UE223
CERT. 26R38 WHEAT	AGRILIANE PO BOX 678	10/31/2002	11/19/2002	19	56949	U98ZC007
CERT. AGS 2000 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56748	823
CERT. AGS 2000 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56774	577
CERT. C- 9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/17/2002	11/05/2002	19	56783	136
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/17/2002	11/05/2002	19	56765	138
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/17/2002	11/05/2002	19	56766	139
CERT. C-9663 WHEAT	CLEMMONS & HAMNER KILLEN AL	10/17/2002	11/05/2002	19	56768	141
CERT. COKER 9704 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56778	2064-C
CERT. JACKSON WHEAT	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/05/2002	19	56795	12304
CERT. SOUTHERN STATES 76-30 OATS	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56780	6430-3ND
COKER 227 OATS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/05/2002	19	56790	155
COKER 9663 WHEAT	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/05/2002	19	56789	UE202
EK 102 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56772	02-M015

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NAME GIVEN	SOURCE	DATE REC.	REF. DATE	#days	LAB	LOT
EK-102 WHEAT	MCMILLIAN & HARRISON GRAND BAY, AL.	10/24/2002	11/12/2002	19	56853	02-M016
EK-102 WHEAT	MCMILLIAN & HARRISON GRAND BAY, AL.	10/24/2002	11/12/2002	19	56854	02-M013
ELBON RYE	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56776	240-1
ELBON RYE	CLEMMONS & HAMNER KILLEN AL	10/30/2002	11/18/2002	19	56930	609-02
ELBON RYE	CLEMMONS & HAMNER KILLEN AL	10/30/2002	11/18/2002	19	56929	614-02
ELBON RYE	WINSTON CO. CO-OP HALEYVILLE, AL.	10/17/2002	11/05/2002	19	56787	605-01
FALCON 111 TALL FESCUE	COLBERT FARMERS CO OP TUSCUMBIA AL	10/30/2002	11/18/2002	19	56928	P43-2-43
FFR 540 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56746	11079
GRAZER WHEAT	ROBERTSDALE FEED STORE PO BOX 523	10/31/2002	11/19/2002	19	56951	DKG4801
WRENS ABRUZZI RYE	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56777	MSF-02R
WRENS RYE	CLEMMONS & HAMNER KILLEN AL	10/17/2002	11/05/2002	19	56767	BSRW-2-1
BLACK OIL (PEREDOVIK TYPE) SUNFLOWER	FLOYD'S FEED & SEED 273 N BROADNAX	11/01/2002	11/19/2002	18	56958	T1-318
EK 102 WHEAT	JONES SEED & FEED CO. CLANTON, AL.	10/18/2002	11/05/2002	18	56800	02-W035
WRENS ABRUZZI RYE	JONES SEED & FEED CO. CLANTON, AL.	10/18/2002	11/05/2002	18	56799	LSC-1002
UNHULLED BERMUDA VNS	DILLARDS FEED MILL 85 DILLARD RD TALLASSEE, AL	11/01/2002	11/18/2002	17	56954	B02010
COMMON HULLED BERMUDAGRASS	ELMORE CO FARMERS EXCH	10/30/2002	11/14/2002	15	56938	1471213
DIXIE CRIMSON CLOVER	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	10/31/2002	15	56736	Y38-0-CC-12
DIXIE CRIMSON CLOVER	PENNINGTON SEED INC. CULLMAN, AL.	10/16/2002	10/31/2002	15	56737	W6-2-CC-12
CERT. TIBBEE CRIMSON CLOVER	AL FARMERS CO-OP DECATUR, AL.	10/29/2002	11/12/2002	14	56903	W6-2-CC-9
SWEETER-N-HONEY SORGHUM SUDANGRASS	GROSOUTH MONTGOMERY, AL.	11/14/2002	11/25/2002	11	57062	0182
YELLOW GRANEX HYBRID ONION	FARMERS FEED SERVICE, WETUMPKA, AL	10/29/2002	11/08/2002	10	56885	NS
CANGREEN LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56823	334-1
CANGREEN LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56824	334-2
CANGREEN LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56825	301235
FORDHOOK 242 LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56837	288
GIANT SPECKLED LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56833	217
KENTUCKY WONDER (POLE) BROWN GARDEN BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56850	186361
PROVIDER GARDEN BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56844	294511
RATTLESNAKE (POLE) ROUND GARDEN BEAN	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56839	301184
RATTLESNAKE (POLE) ROUND GARDEN BEAN	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56840	1073471
ROMA 11 GARDEN BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56846	301241
ROYAL BERGUNDY GARDEN BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56843	294611
TOP NOTCH OR GOLDEN WAX GARDEN BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56845	294117
WHITE DIXIE BUTTERPEA LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56834	301187
WILLOW LEAF LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/31/2002	9	56835	204
BLUE LAKE 274 GARDEN BEAN	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56841	56-118-574
BRIDGETON LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56826	339
FLORIDA BUTTER SPECKLED LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56832	265
HENDERSON LIMA BEAN	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56827	301191
JACKSON WONDER LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56829	266
KENTUCKY 191 POLE BEAN	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56848	279
KENTUCKY 191 WONDER (WHITE) GARDEN BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56849	08105001
NEWMAGREEN LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56830	251
NEWMAGREEN LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56831	330
RATTLESNAKE (PL) GARDEN BEAN	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56838	301185
ROMA 11 BUSH BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56847	072-03-902
SPECKLED DIXIE BUTTERPEA LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56836	168
STATE 1/2 RUNNER GARDEN BEAN	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56842	515234
STRIKE GARDEN BEAN	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56851	0189
THOROGREEN LIMA BEANS	SEGREEST SEED COMPANY SLOCOMB, AL.	10/22/2002	10/29/2002	7	56828	294116
KENTUCKY 31 TALL FESCUE	COUNTRY CORNER MAIN ST GUIN, AL.	11/21/2002	11/26/2002	5	57102	M109012-P

261 samples taken

24 avg. # days

**VIOLATIONS -- October 1, 2002 through November 30, 2002**

(sorted by crop)

LAB	LOT	NAME/OWN	SOURCE	REP DATE	VIOLATION/REASON
56715	201BW15S-53	5 STAR BLEND	LIMESTONE CO-OP ATHENS, AL.	11/15/2002	ENDOPHYTE % NOT STATED NOR THE STATEMENT " FOR LAWN USE ONLY" ON ANALYSIS TAG.
56865	D007	ARGENTINE BAHIA GRASS	SEED SOUTH INC. DOTHAN, AL.	11/22/2002	THIS LOT OF SEED WAS FOUND TO HAVE A GERMINATION AND HARD SEED PERCENTAGE DIFFERENT FROM THAT STATED ON THE ANALYSIS TAG.
56866	D011	ARGENTINE BAHIA GRASS	SEED SOUTH INC. DOTHAN, AL.	11/22/2002	THIS LOT OF SEED WAS FOUND TO HAVE A GERMINATION AND HARD SEED PERCENTAGE DIFFERENT FROM THAT STATED ON THE ANALYSIS TAG. ALSO THIS LOT
56784	G50-1083A	BOB OATS	WINSTON CO. CO-OP HALEYVILLE, AL.	11/19/2002	OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY. ORIGIN NOT STATED ON TAG.
56886	09050	BOBS 50 OATS	FARMERS FEED SERVICE WETUMPKA, AL.	11/19/2002	THIS LOT OF SEED WAS FOUND TO BE MISLABELED AS TO VARIETY. (BOB 50 OATS) NO KNOWN VARIETY: THEREFORE, THIS SEED CANNOT BE SOLD.
56711	2496	BOREAL RED FESCUE	VALLEY FEED DECATUR, AL.	11/22/2002	THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN THE MINIMUM GERMINATION STANDARD OF 60%. THEREFORE, THE SEED CANNOT BE OFFERED FOR SALE.
56780	8430-3ND	CERT. SOUTHERN STATES 76-30 OATS	AFC DECATUR, AL.	11/05/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56938	1471213	COMMON HULLED BERMUDAGRASS	ELMORE CO FARMERS EXCH	11/14/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56657	Y16-0-CC-12	DIXIE CRIMSON CLOVER	FAITHWAY FEED CO. GUNTERSVILLE	11/05/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE LABEL.
56804	W6-1-CC-14	DIXIE RESEEDING CRIMSON CLOVER	DALE FARM CO/OP OZARK, AL.	11/12/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE LABEL.
56694	T1-222	ELBON RYE	UAP SOUTHEAST ATMORE, AL.	10/30/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN PROHIBITED NOXIOUS WEED ( GOAT GRASS) THEREFORE, THIS SEED CANNOT BE OFFERED FOR SALE IN ALABAMA.
56720	LSC-3402	ELBON RYE	SOUTHERN STATES CO-OP ATHENS, AL.	11/05/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE ANALYSIS TAG.
56724	609-02	ELBON RYE	SOUTHERN STATES CO-OP ATHENS, AL.	11/05/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE ANALYSIS TAG. THIS LOT OF SEED WAS ALSO FOUND TO BE MISBRANDED AS TO PURITY.
56725	616-02	ELBON RYE	SOUTHERN STATES CO-OP ATHENS, AL.	11/05/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE TAG. THIS LOT OF SEED WAS ALSO FOUND TO BE MISBRANDED AS TO PURITY.
56693	T1-215	ELBON RYE	UAP SOUTHEAST ATMORE, AL	11/06/2002	THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN WAS STATED ON THE ANALYSIS TAG.
56930	609-02	ELBON RYE	CLEMMON & HAMNER KILLEN AL	11/18/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56929	614-02	ELBON RYE	CLEMMONS & HAMNER KILLEN AL	11/18/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56801	LSC-1501	ELBON RYE	FARMERS CO OP ASHFORD, AL.	11/18/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE LABEL.
56860	626-02	ELBON RYE	FARMERS COOPERATIVE MKT. FRISCO CITY	11/19/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56861	608-02	ELBON RYE	FARMERS COOPERATIVE MKT. FRISCO CITY	11/19/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE LABEL.
56928	P43-2-43	FALCON 111 TALL FESCUE	COLBERT FARMERS CO OP TUSCUMBIA AL	11/18/2002	THE ENDOPHYTE PERCENT IS NOT STATED NOR THE STATEMENT "FOR LAWN USE ONLY"
56802	JS-LL	GA. MITCHELL OATS	FARMERS CO OP ASHFORD, AL.	11/19/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56750	BI02-18	HARRISON OATS	AFC DECATUR, AL.	11/06/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56848	279	KENTUCKY 191 POLE BEAN	SEGREST SEED COMPANY SLOCOMB, AL.	10/29/2002	COMPLETE KIND NAME NOT STATED (GARDEN BEAN)
56757	22217GR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC. CULLMAN, AL.	11/15/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE LABEL.
56904	20257GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC. CULLMAN, AL.	11/19/2002	THIS LOT OF SEED WAS FOUND TO BE A MIXTURE, IT IS MISLABELED.



**VIOLATIONS -- October 1, 2002 through November 30, 2002**

(sorted by crop)

LAB	LOT	NAME GIVEN	SOURCE	REP DATE	VIOLATION REASON
56779 830		KENTUCKY 31 TALL FESCUE	AFC DECATUR, AL.	11/20/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE LABEL. THIS LOT OF SEED WAS ALSO FOUND TO BE MISBRANDED AS TO PURITY.
56758 22216GR		KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC. CULLMAN, AL.	11/20/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56759 798		KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC. CULLMAN, AL.	11/20/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE LABEL. ALSO THE ENDOPHYTE PERCENTAGE IS NOT STATED NOR THE STATEMENT " FOR LAWN USE ONLY".
56770 #7		KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC. CULLMAN, AL.	11/20/2002	THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN WAS STATED ON THE ANALYSIS TAG.
56905 20258GGR		KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC. CULLMAN, AL.	11/22/2002	THIS LOT OF SEED WAS ALSO FOUND TO CONTAIN MORE NOXIOUS WEEDS THAN WAS STATED ON THE LABEL.
57102 M109012-P		KENTUCKY 31 TALL FESCUE	COUNTRY CORNER MAIN ST GUIN, AL.	11/26/2002	THIS LOT OF SEED WAS FOUND TO CONTAIN EXCESSIVE NOXIOUS WEED----CANNOT BE OFFERED FOR SALE.
56902 T309202-P		KENTUCKY-31 TALL FESCUE	FAITHWAY FEED CO. GUNTERSVILLE	11/22/2002	ENDOPHYTE PERCENTAGE NOT STATED NOT THE STATEMENT FOR " LAWN USE ONLY"
56791 S3286		KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	11/20/2002	THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN STATED ON THE ANALYSIS TAG.
56792 S3273		KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	11/20/2002	THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN STATED ON THE ANALYSIS TAG.
56794 S3267		KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	11/20/2002	THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN WAS STATED ON THE ANALYSIS TAG.
56718 S3228		KY-31 TALL FESCUE	SOUTHERN STATES CO-OP ATHENS, AL.	11/20/2002	THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN WAS STATED ON THE ANALYSIS TAG. ENDOPHYTE % NOT STATED NOR THE STATEMENT " FOR LAWN USE ONLY" ON TAG
56847 072-03-902		ROMA 11 BUSH BEANS	SEGREST SEED COMPANY SLOCOMB, AL.	10/29/2002	COMPLETE KIND NAME NOT STATED (GARDEN BEAN)
56756 L144-0-0SAC01		SAN ANTONIO CRIMSON CLOVER	PENNINGTON SEED, INC. CULLMAN, AL.	11/12/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56646 6430-1ND		SOUTHERN STATES 76-30 OATS	SOUTHERN STATES ONEONTA, AL.	11/05/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56954 B02010		UNHULLED BERMUDA VNS	DILLARDS FEED MILL/85 DILLARD RD/TALLASSEE	11/18/2002	THE VARIETAL NAME IS NOT STATED ON THE TAG. THIS IS NOT ALLOWED IN THE STATE OF ALABAMA. CORRECTED REPORT 11-21-02.
56814 SPI-1105		WINTERGRAZER 70 RYE	PENNINGTON SEED, INC. CULLMAN, AL.	11/18/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56678 TPC-5302		WRENS ABRUZZI RYE	CAROLINA EASTERN-DOWLING, INC. OPP, AL.	11/06/2002	THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN WAS STATED ON THE ANALYSIS TAG.
56675 TPC-VW6		WRENS RYE	CAROLINA EASTERN-DOWLING, INC. OPP, AL.	11/04/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56767 BSRW-2-1		WRENS RYE	CLEMMONS & HAMNER KILLEN, AL.	11/05/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.
56912 W6-1-AL-1010A		YUCHI ARROWLEAF CLOVER	FARMERS FEED SERVICE WETUMPKA, AL.	11/21/2002	NO TAG-- THIS LOT OF SEED MAY BE OFFERED FOR SALE AFTER IT HAS BEEN CORRECTLY LABELED.
56852 9878		YUMA BERMUDAGRASS	DAN'S HARDWARE & SUPPLY, INC.; PHENIX CITY	11/26/2002	THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY. THIS LOT OF SEED WAS ALSO FOUND TO HAVE AN OLD TEST DATE.

47 Violations

## SAMPLES TAKEN -- November 1, 2002 through December 31, 2002

(sorted by crop)

NAME GIVEN	SOURCE	DATE REC	REP DATE	#days	LAB	LOT
26R38 WHEAT	AFC DECATUR AL	10/30/2002	11/19/2002	20	56938	U98ZC007
26R38 WHEAT	AFC DECATUR, AL	10/17/2002	11/05/2002	19	56747	U98ZC007
5 STAR BLEND	LIMESTONE CO-OP ATHENS, AL.	10/16/2002	11/15/2002	30	56715	201BW15S-56
514W WHEAT	ARGO DISTRIBUTION ATMORE, AL.	10/09/2002	11/05/2002	27	56695	AC2W-700T
554 W WHEAT	AFC DECATUR, AL	10/17/2002	11/05/2002	19	56749	AC2W-201
833 OATS	AFC DECATUR, AL	10/17/2002	11/08/2002	20	56751	BI02-30
AFC 20-20 RYE	PIKE FARM CO/OP BRUNDIDGE, AL.	11/07/2002	12/09/2002	32	56993	AFC-15-02
AFC 20-20 RYE	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/12/2002	21	56806	AFC-13-02
AFC 20-20 RYE	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/12/2002	21	56807	AFC-08-02
AGS2000 WHEAT	HELENA CHEMICAL SUMMERDALE, AL.	12/06/2002	12/30/2002	24	57187	819
AL FOUNDATION WHEAT JACKSON	BRAGG FARMS TONEY, AL.	10/29/2002	11/19/2002	21	56900	202
AL FOUNDATION WHEAT JACKSON	BRAGG FARMS TONEY, AL.	10/29/2002	11/19/2002	21	56901	201
ALASKA PEAS	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57095	C-00402
ALFAGRAZE ALFALFA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/11/2002	27	57021	AZN-794-4
ALFAGRAZE ALFALFA	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	11/21/2002	23	56891	AZN-1785-4
ALLGREEN LIMA BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/31/2002	12/09/2002	39	56941	301232
ALLGREEN LIMA BEAN	TALEECON FARMERS CO-OP NOTASULGA, AL.	12/09/2002	12/30/2002	21	57220	1062435
ALLGREEN LIMA BEAN	TALEECON FARMERS CO-OP NOTASULGA, AL.	12/09/2002	12/30/2002	21	57221	1062211
ALYCE CLOVER	DILLARDS FEED MILL, 85 DILLARD RD, TALLASSEE	11/01/2002	12/03/2002	32	56953	C0101
AMERICAN PURPLE TOP RUTABAGA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/09/2002	25	57057	K3072
AMERICAN PURPLE TOP RUTABAGA	MONTGOMERY SEED & SUPPLY CO., INC.	11/25/2002	12/09/2002	14	57149	K3072
AMERIGRAZE 702 ALFALFA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/11/2002	27	57067	A2N-170-4
AR. REG. COKER 9543 WHEAT	BRAGG FARMS TONEY, AL.	10/29/2002	11/19/2002	21	56899	1BR-2003
AR. REG. COKER 9835 WHEAT	BRAGG FARMS TONEY, AL.	10/29/2002	11/19/2002	21	56898	1BR-2004
ARGENTINE BAHIA GRASS	SEED SOUTH DOTHAN, AL.	10/24/2002	11/22/2002	29	56865	D007
ARGENTINE BAHIA GRASS	SEED SOUTH DOTHAN, AL.	10/24/2002	11/22/2002	29	56866	D011
ASHLEY CUCUMBER	JONES SEED & FEED; CLANTON, AL.	12/13/2002	12/30/2002	17	57262	777-25-H5
ASPB CERT. 2684 WHEAT	AFC DECATUR, AL	10/03/2002	11/01/2002	29	56666	U98ZC014
ASPB CERT. AGS 2000 WHEAT	AFC DECATUR AL	10/30/2002	11/19/2002	20	56937	820
ASPR CERT. AGS 2000 WHEAT	AFC DECATUR, AL	10/17/2002	11/05/2002	19	56773	579
AUSTRIAN WINTER FIELD PEAS	PENNINGTON SEED, INC.; CULLMAN	10/03/2002	11/06/2002	34	56652	AP02
AUSTRIAN WINTER FIELD PEAS	PENNINGTON SEED, INC.; CULLMAN	10/03/2002	11/06/2002	34	56653	FAP1177
AUSTRIAN WINTER FIELD PEAS	PENNINGTON SEED, INC.; CULLMAN	10/16/2002	11/06/2002	21	56730	AP02
AUSTRIAN WINTER PEAS	AFC DECATUR, AL	10/03/2002	11/06/2002	34	56658	C1
BBL 274 GARDEN BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/10/2002	41	56920	515006
BIG DADDY TETRAPLOID ANNUAL RYEGRASS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/19/2002	33	56788	L175-2-40BD
BLACK OIL (PEREDOVIK TYPE) SUNFLOWER	FLOYD'S FEED & SEED; DADEVILLE	11/01/2002	11/19/2002	18	56958	T1-318
BLUE LAKE #274 BUSH BEAN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/16/2002	40	56978	54-118-152
BLUE LAKE 274 BUSH BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/11/2002	27	57029	56-118-574
BLUE LAKE 274 BUSH BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/16/2002	10	57196	56-118-574
BLUE LAKE FM (POLE) GARDEN BEANS	SEGREST SEED COMPANY SLOCOMB, AL.	11/07/2002	12/16/2002	39	57004	301172
BLUE LAKE FM1K BEANS	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/16/2002	33	57019	110038
BLUE LAKE POLE GARDEN BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/16/2002	32	57039	301171
BLUE LAKE STLESS FM-1 POLE BEAN	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	12/16/2002	48	56887	010051
BLUE LAKES FM-1 POLE BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/16/2002	47	56919	KSI 515246
BOB OATS	CLEMMONS & HAMNER; KILLEN AL	10/03/2002	11/05/2002	33	56672	G50-1089A
BOB OATS	WINSTON CO. CO-OP HALEYVILLE, AL.	10/17/2002	11/19/2002	33	56784	G50-1083A
BOB OATS	FARMERS CO-OP MKT. FRISCO CITY, AL.	10/09/2002	11/05/2002	27	56684	G50-1091A
BOBS 50 OATS	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	11/19/2002	21	56886	09050
BOREAL RED FESCUE	VALLEY FEED DECATUR, AL.	10/16/2002	11/22/2002	37	56711	2496
BOREAL RED FESCUE	VALLEY FEED DECATUR, AL.	10/16/2002	11/14/2002	29	56713	2193
BOUNTIFUL GARDEN BEANS	SEGREST SEED COMPANY SLOCOMB, AL.	11/07/2002	12/16/2002	39	57006	184213
BRIDGETON LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/09/2002	25	57034	269
BROWNTOP MILLET <i>Re test</i>	BARTL FARMS; 14325 CO RD 91 ELBERTA, AL.	10/09/2002	12/03/2002	55	56696	AB 802
BURGUNDY BUSH GARDEN BEAN	GRO SOUTH MONTGOMERY AL	11/14/2002	12/11/2002	27	57024	56-141-118
BURPEE STRINGLESS GARDEN BEANS	SEGREST SEED COMPANY SLOCOMB, AL.	11/07/2002	12/16/2002	39	57005	1073367
BUSH KENTUCKY 125 GARDEN BEAN	SEGREST SEED COMPANY SLOCOMB, AL.	11/07/2002	12/11/2002	34	57002	659970
BUSH KENTUCKY 125 GARDEN BEAN	GRO SOUTH MONTGOMERY AL	11/14/2002	12/12/2002	28	57041	659970
BUSH KENTUCKY 125 GARDEN BEAN	SEED SOUTH DOTHAN, AL.	12/06/2002	12/16/2002	10	57201	659970
CANGREEN BUSH LIMA BEAN	SEED PROCESSORS, INC. WETUMPKA, AL.	10/29/2002	12/11/2002	43	56878	289
CANGREEN LIMA BEAN	H.A. VAUGHAN FEED & SEED STORE; TUSKEGEE	12/04/2002	12/11/2002	7	57178	222
CANGREEN LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/10/2002	26	57035	222
CANGREEN LIMA BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/30/2002	24	57207	44.6000-989410
CANGREEN LIMA BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/16/2002	10	57208	334
CERT 2684 WHEAT	AGRILANCE PO BOX 878 ATMORE, AL 36504	10/31/2002	11/19/2002	19	56950	U98ZC015
CERT. 26R61 WHEAT	UAP SOUTHEAST; SUMMERDALE, AL.	12/06/2002	12/30/2002	24	57186	U06015
CERT. 2684 WHEAT	ELBERTA FARMERS CO-OP ELBERTA, AL.	11/07/2002	12/09/2002	32	56997	U09ZC011
CERT. 2684 WHEAT	ELBERTA FARMERS CO-OP ELBERTA, AL.	11/07/2002	12/09/2002	32	56998	U09ZC012
CERT. 2684 WHEAT	HELENA CHEMICAL SUMMERDALE, AL.	11/07/2002	12/09/2002	32	56999	U98ZC015

**SAMPLES TAKEN -- November 1, 2002 through December 31, 2002**

(sorted by crop)

NAME GIVEN	SOURCE	DATE REC	REP DATE	#days	LAB	LOT
CERT. 2684 WHEAT	UAP SOUTHEAST; SUMMERDALE, AL.	10/24/2002	11/21/2002	28	56857	U08ZC004
CERT. 2684 WHEAT	UAP SOUTHEAST; SUMMERDALE, AL.	10/24/2002	11/21/2002	28	56856	U08ZC014
CERT. 2684 WHEAT	UAP SOUTHEAST; SUMMERDALE, AL.	10/24/2002	11/21/2002	28	56859	U08ZC003
CERT. 2684 WHEAT	UAP SOUTHEAST; SUMMERDALE, AL.	10/24/2002	11/19/2002	26	56858	U08ZC018
CERT. 26R24 WHEAT	AFC OPP. AL.	10/22/2002	11/12/2002	21	56822	U06012
CERT. 26R24 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56775	UE223
CERT. 26R24 WHEAT	CHARLES W. COOPER LOXLEY, AL.	11/22/2002	12/09/2002	17	57135	U98ZC013
CERT. 26R38 WHEAT	HELENA CHEMICAL SUMMERDALE, AL.	11/07/2002	12/09/2002	32	57000	U98ZC007
CERT. 26R38 WHEAT	AGRILIANCE PO BOX 878	10/31/2002	11/19/2002	19	56949	U98ZC007
CERT. 26R61 WHEAT	HELENA CHEMICAL SUMMERDALE, AL.	12/06/2002	12/30/2002	24	57188	U98ZC001
CERT. 26R61 WHEAT	CHARLES W. COOPER LOXLEY, AL.	11/22/2002	12/09/2002	17	57136	U06018
CERT. 26R61 WHEAT	CHARLES W. COOPER LOXLEY, AL.	11/22/2002	12/09/2002	17	57137	U06019
CERT. 535 W WHEAT	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/05/2002	20	56716	826
CERT. 535W WHEAT	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/06/2002	21	56723	826
CERT. 535W WHEAT	HELENA CHEM TANNER, AL.	11/26/2002	12/10/2002	14	57171	826
CERT. AGS 2000 WHEAT	AFC DECATUR, AL.	10/03/2002	11/01/2002	29	56659	577
CERT. AGS 2000 WHEAT	FARMERS CO-OP MKT. FRISCO CITY, AL.	11/14/2002	12/09/2002	25	57069	577
CERT. AGS 2000 WHEAT	LIMESTONE CO-OP ATHENS, AL.	10/16/2002	11/05/2002	20	56709	577
CERT. AGS 2000 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56748	823
CERT. AGS 2000 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56774	577
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/17/2002	11/05/2002	19	56763	136
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/16/2002	11/05/2002	20	56727	134
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/16/2002	11/05/2002	20	56728	135
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/16/2002	11/05/2002	20	56729	137
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/17/2002	11/05/2002	19	56765	138
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/17/2002	11/05/2002	19	56766	139
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/17/2002	11/05/2002	19	56768	141
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/03/2002	11/01/2002	29	56668	132
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/03/2002	11/01/2002	29	56669	133
CERT. C-9663 WHEAT	CLEMMONS & HAMNER; KILLEN AL.	10/03/2002	11/01/2002	29	56673	131
CERT. COKER 227 OATS	ELBERTA FARMERS CO-OP ELBERTA, AL.	10/09/2002	11/05/2002	27	56683	2141
CERT. COKER 227 OATS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	11/19/2002	26	56867	2181
CERT. COKER 227 OATS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	11/19/2002	26	56868	2180
CERT. COKER 227 OATS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	11/19/2002	26	56869	2139
CERT. COKER 227 OATS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	11/19/2002	26	56870	2151
CERT. COKER 9704 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56778	2084-C
CERT. EMERALD GREEN VELVET OKRA	MONTGOMERY SEED & SUPPLY CO., INC.	11/25/2002	12/30/2002	35	57144	4180
CERT. FLORIDA 99 ALFALFA	AL. FARMER CO-OP DECATUR, AL.	11/19/2002	12/10/2002	21	57076	1P-8150-2957
CERT. JACKSON WHEAT	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/05/2002	19	56795	12304
CERT. LA PRIMA BERMUDAGRASS BLEND MIXTURE	AGRO/PROSOURCE ONE SUMMERDALE, AL.	10/09/2002	11/08/2002	30	56690	3457-C
CERT. LOUISIANA GRN VELVET OKRA	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/30/2002	47	57011	4014
CERT. PATTERSON WHEAT	AFC DECATUR, AL.	10/03/2002	11/01/2002	29	56667	501
CERT. PATTERSON WHEAT	AFC DECATUR, AL.	10/16/2002	11/05/2002	20	56742	502
CERT. PERKINS LONG POD OKRA	MONTGOMERY SEED & SUPPLY CO., INC.	11/25/2002	12/30/2002	35	57143	762
CERT. REBEL II TALL FESCUE	VALLEY FEED DECATUR, AL.	10/16/2002	11/15/2002	30	56712	P8-1-16A-225
CERT. SECRETARIAT LA 495 OATS	UAP SOUTHEAST HEADLAND, AL.	10/09/2002	11/08/2002	30	56698	LA495
CERT. SELECT TALL FESCUE	WINSTON CO. CO-OP HALEYVILLE, AL.	10/17/2002	11/20/2002	34	56786	L5-0-TF30
CERT. SOUTHERN STATES 78-30 OATS	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56780	6430-3ND
CERT. SOUTHERN STATES 78-30 OATS	PIKE FARM CO/OP BRUNDIDGE, AL.	11/07/2002	12/03/2002	26	56994	6430-3ND
CERT. TIBBEE CRIMSON CLOVER	AL. FARMERS CO-OP DECATUR, AL.	10/29/2002	11/12/2002	14	56903	V6-2-CC-9
CERT. TIFTON 9 BAHIA GRASS	BAILEY FEED & HARDWARE ALEXANDER CITY	11/04/2002	12/30/2002	56	56962	A106
CERT. TIFTON 9 BAHIA GRASS	GRO SOUTH MONTGOMERY AL.	11/14/2002	12/30/2002	46	57064	MP1
CERT. TIFTON 9 BAHIA GRASS	GRO SOUTH MONTGOMERY AL.	11/14/2002	12/30/2002	46	57065	MP2
CERT. TIFTON 9 BAHIA GRASS	MID-STATE FARMER'S CO-OP CLANTON, AL.	11/18/2002	12/30/2002	42	57070	01-106-C-303
CERT. TIFTON 9 BAHIA GRASS	MID-STATE FARMER'S CO-OP CLANTON, AL.	11/18/2002	12/30/2002	42	57071	2092-80
CERT. TIFTON 9 BAHIA GRASS	MID-STATE FARMER'S CO-OP CLANTON, AL.	11/18/2002	12/30/2002	42	57072	WP 8
CERT. ZIPPERCREAM COWPEA	GRO SOUTH MONTGOMERY AL.	11/20/2002	12/09/2002	19	57083	1181-09
CERT. ZIPPERCREAM COWPEA	MONTGOMERY FARMERS CO-OP	11/25/2002	12/12/2002	17	57139	0189-03
CERTIFIED ZIPPERCREAM COWPEA	GRO SOUTH MONTGOMERY AL.	11/21/2002	12/11/2002	20	57117	1181-15
CHAMPION TURFGRASS PERENNIAL RYEGRASS MIXTURE	AGRO/PROSOURCE ONE SUMMERDALE, AL.	10/09/2002	11/14/2002	36	56685	HS-2-430
CHAMPION TURFGRASS PERENNIAL RYEGRASS MIXTURE	AGRO/PROSOURCE ONE SUMMERDALE, AL.	10/09/2002	11/14/2002	36	56688	HS-2-1002
CHAMPION TURFGRASS PERENNIAL RYEGRASS MIXTURE	AGRO/PROSOURCE ONE SUMMERDALE, AL.	10/09/2002	11/14/2002	36	56689	HS-2-1003
CHEROKEE WAX GARDEN BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/30/2002	24	57205	11-7200-709635
CHUFAS	PHILLIPS FEED & SEED UNION SPRINGS, AL.	12/03/2002	12/30/2002	27	57172	Y-139
CITATION OATS	TRIPLE T FEED FRUITDALE, AL.	10/08/2002	11/06/2002	29	56679	LL-02
COKER 227 OATS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/05/2002	19	56790	155
COKER 9663 WHEAT	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/05/2002	19	56789	UE202
COMMODORE IMP (BUSH) GARDEN BEANS	GRO SOUTH MONTGOMERY AL.	11/14/2002	12/10/2002	26	57027	54-120-392
COMMODORE IMPROVED GARDEN BEANS	SEGREST SEED COMPANY SLOCOMB, AL.	12/06/2002	12/30/2002	24	57190	294167



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NAME GIVEN	SOURCE	DATE REC	REP DATE	Days	LAB	LOT
COMMON HULLED BERMUDAGRASS	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	11/14/2002	15	56938	1471213
CONTENDER BUSH BEAN	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/11/2002	28	57018	55-122-120
CONTENDER BUSH BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/16/2002	32	57030	55-122-120
CONTENDER BUSH BEANS	SEED SOUTH DOTHAN, AL.	12/08/2002	12/16/2002	10	57208	55-122-120
CONTENDER BUSH GARDEN BEAN	H.A. VAUGHAN FEED & SEED STORE; TUSKEGEE	12/04/2002	12/12/2002	8	57179	55-122-120
CONTENDER GARDEN BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/12/2002	43	56918	0021-050
CONTENDER GARDEN BEAN	THE FEED MILL 3180 CHANA CR RD	10/31/2002	12/11/2002	41	56946	515042
CONTENDER GARDEN BEAN	SEGREST SEED COMPANY SLOCOMB, AL.	11/07/2002	12/11/2002	34	57001	0021-050
CONTENDER GARDEN BEAN	H.A. VAUGHAN FEED & SEED STORE; TUSKEGEE	12/04/2002	12/11/2002	7	57177	301111
CORONET SOUTHERNPEA	SIKES FEED & SEED OPELIKA, AL.	12/11/2002	12/30/2002	19	57225	8001
COWHORN 22 OKRA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/30/2002	46	57044	4162
CREAM 40 COWPEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/09/2002	18	57116	C-40
DADE POLE GARDEN BEAN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/16/2002	40	56976	834
DADE POLE GARDEN BEANS	SEGREST SEED COMPANY SLOCOMB, AL.	12/06/2002	12/16/2002	10	57189	834
DALLISGRASS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/30/2002	46	57043	JLD-1-99
DEFIANCE TURFGRASS TALL FESCUE MIXTURE	AGRO/PROSOURCE ONE SUMMERDALE, AL.	10/09/2002	11/14/2002	36	56686	HS-2-820TG
DIXIE 18 CORN	GRO SOUTH MONTGOMERY AL	11/21/2002	12/12/2002	21	57108	9021
DIXIE CRIMSON CLOVER	FAITHWAY FEED CO. GUNTERSVILLE, AL.	10/03/2002	11/05/2002	33	56657	Y16-0-CC-12
DIXIE CRIMSON CLOVER	PENNINGTON SEED, INC.; CULLMAN	10/18/2002	11/12/2002	27	56731	Y16-0-CC-12
DIXIE CRIMSON CLOVER	PENNINGTON SEED, INC.; CULLMAN	10/18/2002	11/12/2002	27	56738	Y16-0-CC-08
DIXIE CRIMSON CLOVER	PENNINGTON SEED, INC.; CULLMAN	10/18/2002	11/08/2002	23	56732	Y16-9-CC-1
DIXIE RESEEDING CRIMSON CLOVER	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/12/2002	21	56804	W6-1-CC-14
DIXIELEE SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/20/2002	12/11/2002	21	57089	7549
DK9027 WHEAT	HELENA CHEM TANNER, AL.	11/26/2002	12/10/2002	14	57189	DLF90278101
DK9027 WHEAT	HELENA CHEM TANNER, AL.	11/26/2002	12/10/2002	14	57170	DLF9027810
DWARF ESSEX RAPE	GRO SOUTH MONTGOMERY AL	11/14/2002	12/09/2002	25	57056	DXR
DWARF STALK LONG POD GREEN OKRA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/30/2002	46	57046	10379
EARLY ALASKA ENGLISH PEAS	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/12/2002	36	56987	G00-402
EARLY ALASKA GARDEN PEA	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/12/2002	43	56916	C00402
EK 102 WHEAT	AFC DECATUR, AL.	10/03/2002	11/01/2002	29	56660	02-W022
EK 102 WHEAT	AL FARMER CO-OP DECATUR, AL.	11/19/2002	12/11/2002	22	57078	02-M019
EK 102 WHEAT	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/12/2002	21	56805	02-W015
EK 102 WHEAT	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56772	02-M015
EK 102 WHEAT	JONES SEED & FEED; CLANTON, AL.	10/18/2002	11/05/2002	18	56800	02-W035
EK-102 WHEAT	MCMILLIAN & HARRISON; GRAND BAY, AL.	10/24/2002	11/19/2002	26	56855	02-M014
EK-102 WHEAT	MCMILLIAN & HARRISON; GRAND BAY, AL.	10/24/2002	11/12/2002	19	56853	02-M016
EK-102 WHEAT	MCMILLIAN & HARRISON; GRAND BAY, AL.	10/24/2002	11/12/2002	19	56854	02-M013
ELBON RYE	GREENE CO CO-OP EUTAW, AL.	11/07/2002	12/09/2002	32	56992	2886
ELBON RYE	FAITHWAY FEED CO. GUNTERSVILLE, AL.	10/03/2002	11/01/2002	29	56656	LSC-4702
ELBON RYE	FARMERS CO OP ASHFORD, AL.	10/22/2002	11/19/2002	28	56803	LSC-2402
ELBON RYE	UAP SOUTHEAST ATMORE, AL.	10/09/2002	11/06/2002	28	56692	T1-220
ELBON RYE	UAP SOUTHEAST ATMORE, AL.	10/09/2002	11/06/2002	28	56693	T1-215
ELBON RYE	UAP SOUTHEAST ATMORE, AL.	10/09/2002	11/06/2002	28	56691	T1-216
ELBON RYE	FARMERS CO OP ASHFORD, AL.	10/22/2002	11/18/2002	27	56801	LSC-1501
ELBON RYE	UAP SOUTHEAST HEADLAND, AL.	10/09/2002	11/05/2002	27	56697	605-02
ELBON RYE	FARMERS CO-OP MKT. FRISCO CITY, AL.	10/24/2002	11/19/2002	26	56860	628-02
ELBON RYE	FARMERS CO-OP MKT. FRISCO CITY, AL.	10/24/2002	11/19/2002	26	56861	608-02
ELBON RYE	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/08/2002	23	56721	LSC-0702
ELBON RYE	UAP SOUTHEAST ATMORE, AL.	11/21/2002	12/12/2002	21	57103	T1-221
ELBON RYE	PENNINGTON SEED, INC.; CULLMAN	10/18/2002	11/05/2002	20	56740	S-1164
ELBON RYE	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/05/2002	20	56719	LSC-6202
ELBON RYE	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/05/2002	20	56720	LSC-3402
ELBON RYE	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/05/2002	20	56724	609-02
ELBON RYE	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/05/2002	20	56725	616-02
ELBON RYE	AFC DECATUR, AL.	10/17/2002	11/05/2002	19	56778	240-1
ELBON RYE	CLEMMONS & HAMNER; KILLEN AL	10/30/2002	11/18/2002	19	56930	609-02
ELBON RYE	CLEMMONS & HAMNER; KILLEN AL	10/30/2002	11/18/2002	19	56929	614-02
ELBON RYE	WINSTON CO. CO-OP HALEYVILLE, AL.	10/17/2002	11/05/2002	19	56787	605-01
ELBON RYE	CLEMMONS & HAMNER; KILLEN AL	11/26/2002	12/10/2002	14	57152	S-1164
ELBON RYE	LAWRENCE CO. EXCHANGE; COURTLAND, AL.	11/26/2002	12/10/2002	14	57165	250.3
ELBON RYE	LAWRENCE CO. EXCHANGE; COURTLAND, AL.	11/26/2002	12/10/2002	14	57166	250.2
ELBON RYE	LAWRENCE CO. EXCHANGE; COURTLAND, AL.	11/26/2002	12/10/2002	14	57168	240.1
ELITE COWPEAS	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/11/2002	28	57013	7544-7
EMERALD GREEN VELVET OKRA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/30/2002	46	57045	4160
FALCON 111 TALL FESCUE	COLBERT FARMERS CO OP TUSCUMBIA AL	10/30/2002	11/18/2002	19	56928	P43-2-43
FFR 540 WHEAT	AFC DECATUR AL	10/30/2002	11/19/2002	20	56934	11067
FFR 540 WHEAT	AFC DECATUR, AL	10/30/2002	11/19/2002	20	56935	11071
FFR 540 WHEAT	AFC DECATUR, AL	10/17/2002	11/05/2002	19	56746	11079
FFR 739W HYBRID CORN	MID-STATE FARMER'S CO-OP CLANTON, AL.	11/18/2002	12/12/2002	24	57074	9921

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NAME GIVEN	SOURCE	DATE REC	REP DATE	#days	LAB	LOT
FFR540 WHEAT	AFC DECATUR AL	10/30/2002	11/19/2002	20	56933	11082
FFR929W HYBRID SEED CORN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/11/2002	42	56940	A20021
FL HYBRID SILVERQUEEN CORN	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57084	NC 7130 MR
FL QUEEN GOLDEN SWEET CORN	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57087	659977
FLORIDA BROADLEAF MUSTARD	GRO SOUTH MONTGOMERY AL	11/14/2002	12/09/2002	25	57054	Y68FM01
FLORIDA BROADLEAF MUSTARD	MONTGOMERY SEED & SUPPLY CO., INC.	11/25/2002	12/11/2002	16	57147	Y68FM01
FLORIDA BROADLEAF MUSTARD	MONTGOMERY SEED & SUPPLY CO., INC.	11/25/2002	12/11/2002	16	57145	7434000
FLORIDA BUTTER LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/09/2002	25	57031	265
FLORIDA BUTTER LIMA BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/18/2002	10	57204	265
FLORIDA SPECKLED LIMA BEAN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/10/2002	34	56977	00490
FLORIDA SPECKLED LIMA BEANS	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	12/09/2002	41	56889	00490
FORDHOOK 242 LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/10/2002	26	57038	288
FORDHOOK 242 LIMA BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/30/2002	24	57198	288
GA CERT TIFTON 9 BAHIA GRASS	DILLARDS FEED MILL, 85 DILLARD RD, TALLASSEE	11/01/2002	12/10/2002	39	56952	SF0136
GA MITCHELL OATS	FARMERS CO OP ASHFORD, AL.	10/22/2002	11/19/2002	28	56802	JS-LL
GEORGIA COLLARDS	MONTGOMERY SEED & SUPPLY CO., INC.	11/25/2002	12/09/2002	14	57146	91303
GEORGIA COLLARDS	H.A. VAUGHAN FEED & SEED STORE; TUSKEGEE	12/04/2002	12/11/2002	7	57181	91303
GEORGIA MITCHELL OATS	AL. FARMER CO-OP DECATUR, AL.	11/19/2002	12/04/2002	15	57075	J.C.175
GIANT SOUTHERN CURLED MUSTARD	MONTGOMERY SEED & SUPPLY CO., INC.	11/25/2002	12/09/2002	14	57148	PO141
GOLDEN QUEEN F1 HYBRID SWEET CORN	SEED PROCESSORS, INC. WETUMPKA, AL.	10/29/2002	12/11/2002	43	56881	NC9073MF
GOLDEN QUEEN F1 HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL	11/21/2002	12/12/2002	21	57105	659977
GOLDEN QUEEN F1 SWEET CORN	BAILEY FEED & HARDWARE ALEXANDER CITY	11/04/2002	12/12/2002	38	56959	NC9073LF
GRAZER WHEAT	ROBERTSDALE FEED STORE PO BOX 523	10/31/2002	11/19/2002	19	56951	DKG4801
GREEN ARROW GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57094	56-240-075
GREEN ARROW GARDEN PEA	H.A. VAUGHAN FEED & SEED STORE; TUSKEGEE	12/04/2002	12/12/2002	8	57182	191101
GREEN CROP GARDEN BEAN	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/16/2002	33	57020	50-130-103
GREENCROP GARDEN BEAN	SEGREST SEED COMPANY SLOCOMB, AL.	12/06/2002	12/16/2002	10	57192	515051
GULF ANNUAL RYEGRASS	FAITHWAY FEED CO. GUNTERSVILLE, AL	10/29/2002	11/19/2002	21	56906	B5-2-CG4
GULF ANNUAL RYEGRASS	AFC DECATUR, AL	10/16/2002	11/19/2002	34	56743	B5-2-GSG33
GULF ANNUAL RYEGRASS	AFC DECATUR, AL	10/18/2002	11/19/2002	34	56744	B5-2-GSG24
GULF ANNUAL RYEGRASS	AFC DECATUR, AL	10/16/2002	11/19/2002	34	56745	B5-2-G12
GULF ANNUAL RYEGRASS	FAITHWAY FEED CO. GUNTERSVILLE, AL	11/28/2002	12/30/2002	34	57164	B5-2-CG22
GULF ANNUAL RYEGRASS	AFC DECATUR, AL	10/17/2002	11/19/2002	33	56752	P27-2-42G
GULF ANNUAL RYEGRASS	C.T. GARVIN FEED & SEED; HUNTSVILLE, AL.	10/17/2002	11/19/2002	33	56782	P64-2-G1
GULF ANNUAL RYEGRASS	CLEMMONS & HAMNER; KILLEN AL	10/17/2002	11/19/2002	33	56764	L57-0-106G
GULF ANNUAL RYEGRASS	FAITHWAY FEED CO. GUNTERSVILLE, AL	10/17/2002	11/19/2002	33	56771	L178-2-10G
GULF ANNUAL RYEGRASS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/19/2002	33	56798	L101-2-1G
GULF ANNUAL RYEGRASS	AFC DECATUR, AL	10/18/2002	11/15/2002	30	56741	P27-2-43G
GULF ANNUAL RYEGRASS	MORGAN CO. CO-OP DECATUR, AL.	10/16/2002	11/12/2002	27	56726	B29-2-11LG
GULF ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/05/2002	27	56700	L41-2-G116
GULF ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/05/2002	27	56701	L32-2-16G
GULF ANNUAL RYEGRASS	MID-STATE FARMER'S CO-OP CLANTON, AL.	10/24/2002	11/19/2002	26	56876	P72-1-ARG-1B
GULF ANNUAL RYEGRASS	SEED SOUTH DOTHAN, AL.	11/21/2002	12/16/2002	25	57134	L39-2-G151
GULF ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/14/2002	23	56813	B5-2-G5
GULF ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/14/2002	23	56816	B5-2-DG1
GULF ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/14/2002	23	56817	B5-2-HG8
GULF ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/14/2002	23	56818	B5-2-HG4
GULF ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/14/2002	23	56819	B5-2-HG5
GULF ANNUAL RYEGRASS	FEED & TACK DOUBLE SPRINGS, AL.	11/04/2002	11/26/2002	22	56964	L172-2-G109
GULF ANNUAL RYEGRASS	SEED SOUTH DOTHAN, AL.	11/21/2002	12/03/2002	12	57132	L39-2-G144
GULF ANNUAL RYEGRASS	SEED SOUTH DOTHAN, AL.	11/21/2002	12/03/2002	12	57133	L39-2-G146
HAIRY INDIGO	SEGREST SEED COMPANY SLOCOMB, AL.	12/06/2002	12/30/2002	24	57195	I-802
HARRISON OATS	AFC DECATUR, AL	10/17/2002	11/06/2002	20	56750	BI02-18
HASTING PROLIFIC (WHITE) CORN	BAILEY FEED & HARDWARE ALEXANDER CITY	11/04/2002	12/12/2002	38	56960	014
HENDERSON BUSH LIMA BEAN	SEED PROCESSORS, INC. WETUMPKA, AL.	10/29/2002	12/09/2002	41	56883	SP-110
HENDERSON BUSH LIMA BEAN	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/10/2002	27	57007	C2544
HENDERSON BUSH LIMA BEANS	THE FEED MILL 3180 CHANA CR RD	10/31/2002	12/09/2002	39	56945	283
HENDERSON BUSH LIMA BEANS	BAILEY FEED & HARDWARE ALEXANDER CITY	11/04/2002	12/09/2002	35	56961	283
HENDERSON BUSH LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/09/2002	25	57036	283
HENDERSON LIMA BEAN	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	12/09/2002	41	56893	E2160
HENDERSON LIMA BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/09/2002	40	56923	294142
HENDERSON LIMA BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/31/2002	12/09/2002	39	56943	301191
HENDERSON LIMA BEAN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/10/2002	34	56979	E2160
HENDERSON LIMA BEAN	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/10/2002	27	57008	E2160
HICKORY KING (O.P.) CORN	CLEMMONS & HAMNER; KILLEN AL	11/14/2002	12/11/2002	27	57048	159
HICKORY KING WHITE OPEN POLLINATED CORN	FEED SUPPLY & WESTERN GUNTERSVILLE AL	12/12/2002	12/30/2002	18	57232	881
HICKORY KING WHITE CORN	GRO SOUTH MONTGOMERY AL	11/21/2002	12/12/2002	21	57111	881
HICKORY KING YELLOW CORN	GRO SOUTH MONTGOMERY AL	11/21/2002	12/12/2002	21	57112	898
HICKORY KING YELLOW CORN	GRO SOUTH MONTGOMERY AL	11/21/2002	12/12/2002	21	57113	549



**SAMPLES TAKEN -- November 1, 2002 through December 31, 2002**

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NAME GIVEN	SOURCE	DATE REC	REP DATE	#days	LAB	LOT
HULLED BERMUDAGRASS	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/30/2002	47	57015	B2024
HULLED BERMUDAGRASS	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/30/2002	47	57016	B01015
HULLED BERMUDAGRASS	B.W. CAPPS & SON, INC. PHENIX CITY, AL.	12/04/2002	12/30/2002	26	57175	0168
HYBRID KANDY KORN EHFI SWEET CORN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/08/2002	12/12/2002	36	56974	NC0106MR
HYBRID PEACHES & CREAM EA EH F1 SWEET CORN	GRO SOUTH MONTGOMERY AL.	11/20/2002	12/12/2002	22	57099	668122
HYBRID SILER QUEEN F1 SWEET CORN	UNIVERSAL SEED & SUPPLY BIRMINGHAM, AL.	12/12/2002	12/30/2002	18	57248	NC0088LR
HYBRID SILVER KING F1 SWEET CORN	SEED PROCESSORS, INC. WETUMPKA, AL.	10/29/2002	12/11/2002	43	56880	NC0084LF
HYBRID SILVER KING F1 SWEET CORN	GRO SOUTH MONTGOMERY AL.	11/21/2002	12/12/2002	21	57110	650580
HYBRID SWEET G 90 F1 SWEET CORN	UNIVERSAL SEED & SUPPLY BIRMINGHAM, AL.	12/12/2002	12/30/2002	18	57250	NC1186LR
HYBSWCORN-MERIT TREATED	FEED SUPPLY & WESTERN GUNTERSVILLE AL.	12/12/2002	12/30/2002	18	57230	207087LF
ILLINOIS CERT PATTERSON WHEAT	COLBERT FARM CO OP LEIGHTON AL.	10/30/2002	11/19/2002	20	56931	502
INDIA MUSTARD FLORIDA BROADLEAF	GRO SOUTH MONTGOMERY AL.	11/14/2002	12/09/2002	25	57058	8704000
IRON & CLAY COWPEAS	DEEP SOUTH SUPPLY CO. HUNTSBURG, AL.	12/03/2002	12/12/2002	9	57173	JA1
IRON & CLAY MIXED COWPEAS	BLUE BARN CHILDERSBURG, AL.	11/05/2002	12/11/2002	36	56968	A.H. 13
JACKSON ANNUAL RYEGRASS	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/14/2002	23	56808	LA17-2-2L
JACKSON WONDER A/R LIMA BEANS	GRO SOUTH MONTGOMERY AL.	11/14/2002	12/09/2002	25	57037	266
JACKSON WONDER BABY LIMA BEAN	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	12/11/2002	43	56888	A2104
JACKSON WONDER BUSH LIMA BEANS	SEED PROCESSORS, INC. WETUMPKA, AL.	10/29/2002	12/09/2002	41	56877	254
JACKSON WONDER DWARF LIMA	FARMERS FEED SERVICE WETUMPKA, AL.	10/30/2002	12/09/2002	40	56908	0409-872
JACKSON WONDER LIMA BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/31/2002	12/09/2002	39	56944	515333
JACKSON WONDER LIMA BEAN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/10/2002	34	56980	E2152
JACKSON WONDER LIMA BEAN	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/10/2002	27	57017	E2152
JACKSON WONDER LIMA BEAN	SEED SOUTH DOTHAN, AL.	12/06/2002	12/16/2002	10	57203	0409-872
JACKSON WONDER LIMA BEANS	TALEECON FARMERS CO-OP NOTASULGA, AL.	12/09/2002	12/16/2002	7	57222	294112
JADE GARDEN BEAN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/09/2002	33	56985	0613-J6
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56702	L101-2-35J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56703	L101-2-29J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56704	L101-2-33J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56705	L101-2-34J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/08/2002	30	56707	L101-2-24J
JUMBO TETRAPLOID ANNUAL RYEGRASS	RED FOX (AFC WHSE) DOTHAN, AL.	10/09/2002	11/05/2002	27	56706	L101-2-29J
KANDY KORN EHFI HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL.	11/20/2002	12/11/2002	21	57086	644046
KANDY KORN HYBRID SWEET EHFI CORN	GRO SOUTH MONTGOMERY AL.	11/21/2002	12/12/2002	21	57107	240802
KENTUCKY 31 TALL FESCUE	LIMESTONE CO-OP ATHENS, AL.	10/03/2002	11/14/2002	42	56848	1837
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	12/03/2002	42	56810	20241GGR
KENTUCKY 31 TALL FESCUE	LIMESTONE CO-OP ATHENS, AL.	10/03/2002	11/08/2002	36	56647	1841B
KENTUCKY 31 TALL FESCUE	LIMESTONE CO-OP ATHENS, AL.	10/03/2002	11/08/2002	36	56649	1812B
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/16/2002	11/20/2002	35	56733	20AV46
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/16/2002	11/20/2002	35	56734	20AV45
KENTUCKY 31 TALL FESCUE	AFC DECATUR AL	10/17/2002	11/20/2002	34	56779	830
KENTUCKY 31 TALL FESCUE	AFC DECATUR AL	10/30/2002	12/03/2002	34	56932	2-89
KENTUCKY 31 TALL FESCUE	C.T. GARVIN FEED & SEED; HUNTSVILLE, AL.	11/05/2002	12/09/2002	34	56972	1812B
KENTUCKY 31 TALL FESCUE	C.T. GARVIN FEED & SEED; HUNTSVILLE, AL.	11/05/2002	12/09/2002	34	56973	T-19586
KENTUCKY 31 TALL FESCUE	C.T. GARVIN FEED & SEED; HUNTSVILLE, AL.	10/17/2002	11/20/2002	34	56783	1837
KENTUCKY 31 TALL FESCUE	COLBERT FARMER CO OP LEIGHTON AL.	10/30/2002	12/03/2002	34	56927	1-578
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/20/2002	34	56758	22216GR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/20/2002	34	56759	*798
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/20/2002	34	56760	#1
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/20/2002	34	56761	#8
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/20/2002	34	56762	#9
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/20/2002	34	56769	#6
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/20/2002	34	56770	#7
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/26/2002	12/30/2002	34	57154	22233GR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/26/2002	12/30/2002	34	57155	22210GR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/26/2002	12/30/2002	34	57156	20300GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/26/2002	12/30/2002	34	57158	22341GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/26/2002	12/30/2002	34	57160	22350GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/26/2002	12/30/2002	34	57163	22323GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/05/2002	12/09/2002	34	56970	*825
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/22/2002	31	56812	791
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/22/2002	31	56820	22291GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/15/2002	29	56757	22217GR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/20/2002	29	56811	20248GGR
KENTUCKY 31 TALL FESCUE	C.T. GARVIN FEED & SEED; HUNTSVILLE, AL.	11/05/2002	12/03/2002	28	56971	1883
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/19/2002	28	56821	22290GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/29/2002	11/22/2002	24	56905	20258GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	10/29/2002	11/19/2002	21	56904	20257GGR
KENTUCKY 31 TALL FESCUE	FAITHWAY FEED CO. GUNTERSVILLE, AL.	11/19/2002	12/09/2002	20	57080	B310212-P
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	12/13/2002	12/30/2002	17	57311	20318GGR

**SAMPLES TAKEN -- November 1, 2002 through December 31, 2002**

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NAME GIVEN	SOURCE	DATE REC	REP DATE	#Days	LAB	LOT
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/28/2002	12/12/2002	16	57182	22348GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/28/2002	12/04/2002	8	57153	22332GR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED, INC.; CULLMAN	11/26/2002	12/04/2002	8	57159	22332GGR
KENTUCKY 31 TALL FESCUE	COUNTRY CORNER MAIN ST GUIN, AL.	11/21/2002	11/26/2002	5	57102	M109012-P
KENTUCKY WONDER BROWN BEANS	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	12/12/2002	44	56890	1070-95589
KENTUCKY WONDER POLE BEAN	MONTGOMERY FARMERS CO-OP	11/25/2002	12/11/2002	16	57141	037-03-061
KENTUCKY WONDER POLE GARDEN BEAN	SEED PROCESSORS, INC. WETUMPKA, AL.	10/29/2002	12/11/2002	43	56879	301189
KENTUCKY-31 TALL FESCUE	FAITHWAY FEED CO. GUNTERVILLE, AL	10/29/2002	11/22/2002	24	56902	T309202-P
KNUCKLE PURPLEHULL COWPEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/11/2002	20	57121	7622
KNUCKLE PURPLEHULL SOUTHERNPEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/11/2002	20	57118	8121
KNUCKLE PURPLEHULL SOUTHERNPEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/11/2002	20	57119	8122
KY-31 TALL FESCUE	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/20/2002	35	56718	S3228
KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/20/2002	34	56791	S3286
KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/20/2002	34	56792	S3273
KY-31 TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/20/2002	34	56794	S3267
LADY SOUTHERN PEA	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/09/2002	33	56986	1288-7
LADY SOUTHERNPEA	GRO SOUTH MONTGOMERY AL	11/20/2002	12/09/2002	19	57082	1288-7
LARGE SPECKLED LIMA BEAN	GRO SOUTH MONTGOMERY AL	11/14/2002	12/10/2002	26	57040	217
LARGE SPECKLED LIMA BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/30/2002	24	57199	217
LAXTON PROGRESS #9 GARDEN PEAS	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57093	181875
LAXTON PROGRESS #9 GARDEN PEA	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/12/2002	43	56913	191104
LITTLE MARVEL GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/12/2002	28	57060	77.4400-909506
LOUISIANA PURPLE POD BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/10/2002	26	57022	22.2800-91522
LOUISIANA PURPLE POD POLE BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/16/2002	32	57023	22.2800-94-819549
MAMMOTH MELTING SUGAR PEA/GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57091	182759
MANCAN BUCKWHEAT	SIKES FEED & SEED OPELIKA, AL.	12/11/2002	12/30/2002	19	57224	LVBK-2
MARSHALL ANNUAL RYEGRASS	AFC DECATUR, AL.	10/03/2002	11/14/2002	42	56661	LA5-2-70
MARSHALL ANNUAL RYEGRASS	AFC DECATUR, AL.	10/03/2002	11/08/2002	36	56662	LA5-2-69
MARSHALL ANNUAL RYEGRASS	AFC DECATUR, AL.	10/03/2002	11/08/2002	36	56663	LA5-2-68
MARSHALL ANNUAL RYEGRASS	AFC DECATUR, AL.	10/03/2002	11/08/2002	36	56664	LA5-2-72
MARSHALL ANNUAL RYEGRASS	DALE FARM CO/OP OZARK, AL.	10/22/2002	11/14/2002	23	56809	L5-2-MRG79H
MARSHALL ANNUAL RYEGRASS	AL. FARMER CO-OP DECATUR, AL.	11/19/2002	12/09/2002	20	57079	L27-2-1A
MARSHALL ANNUAL RYEGRASS	VALLEY FEED DECATUR, AL.	10/16/2002	11/05/2002	20	56710	L44-2-18PM
MARSHALL ANNUAL RYEGRASS	AL. FARMER CO-OP DECATUR, AL.	11/19/2002	12/03/2002	14	57077	L37-2-24M
MATON RYE	AFC DECATUR, AL.	10/17/2002	11/06/2002	20	56781	2688
MERIT HYBRID SWEET CORN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/11/2002	35	56991	307839
MERIT HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57101	207066
MERIT HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57085	20766
MISSISSIPPI CREAM SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/09/2002	18	57115	99A8561-C1522
MISSISSIPPI PINKEYE SOUTHERN PEA	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/11/2002	35	56982	00A-7800-D1131-A
MISSISSIPPI PINKEYE SOUTHERNPEA	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/11/2002	28	57009	E1146/01A-7800
MISSISSIPPI PURPLE SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/20/2002	12/11/2002	21	57081	7935
MOSBEYS WHITE PROLIFIC (O.P.) CORN	CLEMMONS & HAMNER; KILLEN AL	11/14/2002	12/12/2002	28	57049	161
MTN WHITE 1/2 RUNNER GARDEN BEANS	SEGREST SEED COMPANY SLOCOMB, AL.	11/07/2002	12/10/2002	33	57003	515223
NC REG. COKER 9863 WHEAT	BRAGG FARMS TONEY, AL.	10/29/2002	11/21/2002	23	56907	6FR-2010B
NC. REG. COKER 9184 WHEAT	BRAGG FARMS TONEY, AL.	10/29/2002	11/19/2002	21	56894	61R-2209B
NC. REG. COKER 9803 WHEAT	BRAGG FARMS TONEY, AL.	10/29/2002	11/19/2002	21	56895	61R-2406B
NC. REG. COKER 9803 WHEAT	BRAGG FARMS TONEY, AL.	10/29/2002	11/19/2002	21	56896	61R-2405B
NC. REG. COKER 9835 WHEAT	BRAGG FARMS TONEY, AL.	10/29/2002	11/19/2002	21	56897	6FR-2008B
NEMAGREENS LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/09/2002	25	57028	330
NEW ZEALAND WHITE CLOVER	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/08/2002	23	56717	R25079
NOVELLA II GARDEN PEA	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/12/2002	36	56984	NP0891
OKLON RYE	MADISON COUNTY CO-OP; HAZEL GREEN, AL.	10/03/2002	11/01/2002	29	56654	2693
OKLON RYE	MADISON COUNTY CO-OP; HAZEL GREEN, AL.	10/03/2002	11/01/2002	29	56655	2668
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/03/2002	11/08/2002	36	56650	P3-2-30
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/03/2002	11/08/2002	36	56651	B27-2-P1
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/19/2002	33	56753	P64-2-P18
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/19/2002	33	56754	P64-2-P17
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/19/2002	33	56755	L122-2-A9
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/14/2002	23	56815	L5-2-AR47C
PASSEREL PLUS ANNUAL RYEGRASS	GOSHEN CO/OP GOSHEN, AL.	11/21/2002	12/09/2002	18	57125	P64-2-P1
PEACHES & CREAM HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57100	643179
PENCIL COB (O.P.) CORN	CLEMMONS & HAMNER; KILLEN AL	11/26/2002	12/12/2002	16	57151	165
PENCIL COB CORN	GRO SOUTH MONTGOMERY AL	11/21/2002	12/12/2002	21	57104	890
PENCIL COB O. POLLI. CORN	UNIVERSAL SEED & SUPPLY BIRMINGHAM, AL.	12/12/2002	12/30/2002	18	57252	232
PENCIL COBB CORN	SEED PROCESSORS, INC. WETUMPKA, AL.	10/29/2002	12/11/2002	43	56884	232
PENNLEAF HYBRID PEARL MILLET	FARMERS FEED SERVICE WETUMPKA, AL.	10/30/2002	11/19/2002	20	56911	3551 D
PENSACOLA BAHIA GRASS	BLUE BARN CHILDERSBURG, AL.	11/04/2002	12/30/2002	56	56967	SPI-870
PENSACOLA BAHIA GRASS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	12/10/2002	47	56871	2012-2



**SAMPLES TAKEN -- November 1, 2002 through December 31, 2002**

(sorted by crop)

NAME GIVEN	SOURCE	DATE REC	REP DATE	#days	LAB	LOT
PENSACOLA BAHIA GRASS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	12/10/2002	47	56872	2012-3
PENSACOLA BAHIA GRASS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	12/10/2002	47	56873	2012
PENSACOLA BAHIA GRASS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/30/2002	46	57063	RB-01
PENSACOLA BAHIA GRASS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	12/09/2002	46	56874	2012-4
PENSACOLA BAHIA GRASS	KELLY SEED CO. INC.; HARTFORD, AL.	10/24/2002	12/09/2002	46	56875	2029
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL.	10/24/2002	12/09/2002	46	56862	BM04-TN-904
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL.	10/24/2002	12/09/2002	46	56863	BM05
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL.	10/24/2002	12/09/2002	46	56864	BM06
PENSACOLA BAHIA GRASS	DILLARDS FEED MILL, 85 DILLARD RD, TALLASSEE	11/01/2002	12/10/2002	39	56955	101
PENSACOLA BAHIA GRASS	FLOYD'S FEED & SEED; DADEVILLE	11/01/2002	12/10/2002	39	56957	P-01-24
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL.	11/21/2002	12/30/2002	39	57126	31
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL.	11/21/2002	12/30/2002	39	57127	83
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL.	11/21/2002	12/30/2002	39	57128	92
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL.	11/21/2002	12/30/2002	39	57129	53
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL.	11/21/2002	12/30/2002	39	57131	SS
PIONEER 26R24 WHEAT	LIMESTONE CO-OP ATHENS, AL.	10/18/2002	11/05/2002	20	56708	U98ZC012
POTOMAC ORCHARD GRASS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/30/2002	46	57042	B5-8-P10
POTOMAC ORCHARD GRASS	AFC DECATUR, AL	10/03/2002	11/12/2002	40	56865	B12-2-10
POTOMAC ORCHARD GRASS	SOUTHERN STATES CO-OP; ATHENS, AL.	10/16/2002	11/20/2002	35	56722	B24-2-07
POTOMAC ORCHARD GRASS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/19/2002	33	56793	B24-2-06
POTOMAC ORCHARD GRASS	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/19/2002	33	56797	B12-1-7
POTOMAC ORCHARD GRASS	LIMESTONE CO-OP ATHENS, AL.	10/16/2002	11/14/2002	29	56714	B22-2-OG21
PRESTO TRITICAL	SOUTHERN STATES STORE HENAGAR, AL.	11/14/2002	12/11/2002	27	57047	T-19460
PRINE TETRAPLOID ANNUAL RYEGRASS	BRADFORD OUTDOOR GROVE HILL, AL.	10/08/2002	11/08/2002	31	56882	L145-2-JA8
PURPLEHULL BIG BOY SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/09/2002	18	57120	B128-B
RAPID FIRE TURFGRASS PENNIAL RYEGRASS MIXTURE	AGRO/PROSOURCE ONE SUMMERDALE, AL.	10/09/2002	11/08/2002	30	56887	1-0815P
RATTLESNAKE PL GARDEN BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/11/2002	42	56924	301184
RATTLESNAKE POLE BEANS	THE FEED MILL 3180 CHANA CR RD	10/31/2002	12/11/2002	41	56947	56-557-026
RATTLESNAKE POLE GARDEN BEAN	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/12/2002	29	57014	56-557-026
RATTLESNAKE VINE BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/11/2002	42	56917	56-557-026
RATTLESNAKE VINE BEANS	FARMERS FEED SERVICE WETUMPKA, AL.	10/30/2002	12/11/2002	42	56909	56-557-026
RATTLESNAKE VINE GARDEN BEAN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/11/2002	35	56981	56-557-026
RED RIPPER SOUTHERN PEA	MONTGOMERY FARMERS CO-OP	11/25/2002	12/12/2002	17	57142	RR1096
ROMA 11 BUSH BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/16/2002	10	57210	072-03-902
ROMA II GARDEN BEAN	SEED PROCESSORS, INC. WETUMPKA, AL.	10/29/2002	12/11/2002	43	56882	301243
SADANDY COWPEA	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/11/2002	28	57012	64080
SADANDY COWPEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/09/2002	18	57122	64080
SAHARA BERMUDAGRASS	THE FEED MILL 3180 CHANA CR RD	10/31/2002	12/03/2002	33	56948	11453
SAN ANTONIO CRIMSON CLOVER	PENNINGTON SEED, INC.; CULLMAN	10/17/2002	11/12/2002	26	56756	L144-0-0SAC01
SELECT TALL FESCUE	SOUTHERN STATES STORE ONEONTA, AL.	10/03/2002	11/14/2002	42	56645	W10-2-TF14
SELECT TALL FESCUE	SOUTHERN STATES DANVILLE, AL.	10/17/2002	11/15/2002	29	56796	W10-2-TF14
SERALA LESPEDZA	LAUDERDALE CO CO OP FLORENCE AL	10/30/2002	12/03/2002	34	56928	NS
SERECIA LESPEDZA	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/03/2002	34	56939	A30
SESAME	TALEECON FARMERS CO-OP NOTASULGA, AL.	12/09/2002	12/30/2002	21	57219	5951
SESAME	MONTGOMERY FARMERS CO-OP	11/25/2002	12/09/2002	14	57140	67243
SIEVA LIMA BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/31/2002	12/09/2002	39	56921	264
SIEVA LIMA BEANS	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/10/2002	34	56975	00510
SIEVA POLE LIMA BEANS	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	12/09/2002	41	56892	323
SILVER KING F1 HYBRID SWEET CORN	JONES SEED & FEED; CLANTON, AL.	11/13/2002	12/12/2002	29	57010	650623
SILVER QUEEN F1 HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL	11/21/2002	12/12/2002	21	57106	661477
SILVER QUEEN F1 HYBRID SWEET CORN	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/12/2002	36	56990	NC0092LR
SILVER QUEEN HYBRID SWEET CORN F1	H.A. VAUGHAN FEED & SEED STORE; TUSKEGEE	12/04/2002	12/12/2002	8	57180	661477
SMR 58 CUCUMBER	JONES SEED & FEED; CLANTON, AL.	12/13/2002	12/30/2002	17	57263	CUC3480
SOU GIANT CURLED MUSTARD	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/08/2002	12/09/2002	33	56989	C3357
SOUTH AMERICAN POPCORN CORN	GRO SOUTH MONTGOMERY AL	11/21/2002	12/10/2002	19	57109	875
SOUTHERN GIANT CURLED MUSTARD	GRO SOUTH MONTGOMERY AL	11/14/2002	12/09/2002	25	57055	PO141
SOUTHERN STATES 76-30 OATS	SOUTHERN STATES ONEONTA, AL.	10/03/2002	11/05/2002	33	56646	6430-1ND
SSCA CERT GEORGIA GREEN PEANUTS	GRO SOUTH MONTGOMERY AL	11/20/2002	12/18/2002	26	57088	0574
STRIKE GARDEN BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/30/2002	24	57197	184727
SUGAR GRAZE II SORGHUM SUDANGRASS HYBRID	GRO SOUTH MONTGOMERY AL	11/14/2002	12/03/2002	19	57068	221
SWEET G90 HYBRID SWEET CORN "N"	UNIVERSAL SEED & SUPPLY BIRMINGHAM, AL.	12/12/2002	12/30/2002	18	57249	NC0102F
SWEET G90F1 HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57098	694792
SWEET HYBRID SILVER QUEEN F1 CORN	MID-STATE FARMER'S CO-OP CLANTON, AL.	11/18/2002	12/12/2002	24	57073	650538
SWEETER-N-HONEY SORGHUM SUDANGRASS	GRO SOUTH MONTGOMERY AL	11/14/2002	11/25/2002	11	57062	0182
SWEETER-N-HONEY SORGHUM X SUDANGRASS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/03/2002	19	57066	OA23B
T.C.I.A.-U.S.G. 3209-WHEAT	CLEMMONS & HAMNER; KILLEN AL	10/03/2002	11/01/2002	29	56670	129
T.C.I.A.-USG 3209-WHEAT	CLEMMONS & HAMNER; KILLEN AL	10/03/2002	11/01/2002	29	56671	130
TALL TELEPHONE ALDERMAN PEAS	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57092	77-0300-869 031
TAM 90 ANNUAL RYEGRASS	UAP SOUTHEAST HEADLAND, AL.	10/09/2002	11/06/2002	28	56699	L16-1-L118

**SAMPLES TAKEN -- November 1, 2002 through December 31, 2002**

(sorted by crop)

NAME GIVEN	SOURCE	DATE REC	REP DATE	#days	LAB	LOT
TENDERGREEN IMP GARDEN BEAN	SEGREST SEED COMPANY SLOCOMB, AL.	12/06/2002	12/16/2002	10	57193	301146
TENDERGREEN MUSTARD	DILLARDS FEED MILL, 85 DILLARD RD, TALLASSEE	11/01/2002	12/09/2002	38	56956	L111-0-DTM
TENNESSE GR POD GARDEN BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/11/2002	42	56915	185343
TENNESSEE GREEN POD GARDEN BEANS	SEGREST SEED COMPANY SLOCOMB, AL.	12/06/2002	12/30/2002	24	57191	185343
TEXAS CREAM 12 -COWPEAS	GRO SOUTH MONTGOMERY AL	11/20/2002	12/09/2002	19	57090	7617
TEXAS CREAM 8 COWPEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/09/2002	18	57114	1286
THOMAS LAXTON GARDEN PEA	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/12/2002	36	56983	54-280-693
THOMAS LAXTON GARDEN PEAS	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57096	191111
THOMAS LAXTON PEAS	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/11/2002	42	56914	54-280-693
THOROGREEN LIMA BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/09/2002	40	56925	301232
THOROGREEN LIMA BEAN	ELMORE CO FARMERS EXCH; WETUMPKA	10/31/2002	12/09/2002	39	56942	301234
THOROGREEN LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/10/2002	26	57025	44.8000-989410
THOROGREENS LIMA BEANS	FARMERS FEED SERVICE WETUMPKA, AL.	10/30/2002	12/11/2002	42	56910	335
TOPCROP GARDEN BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/30/2002	24	57202	11.6150-789430
TRUCKER FAVORITE WHITE (O.P.) CORN	CLEMMONS & HAMNER; KILLEN AL	11/26/2002	12/12/2002	16	57150	154
TRUCKER FAVORITE YELLOW (O.P.) CORN	CLEMMONS & HAMNER; KILLEN AL	11/14/2002	12/12/2002	28	57052	167
TRUCKERS FAVORITE (W) O P CORN	ELMORE CO FARMERS EXCH; WETUMPKA	10/30/2002	12/11/2002	42	56922	878
TRUCKERS FAVORITE (WHITE) OPEN POLLINATED CORN	UNIVERSAL SEED & SUPPLY BIRMINGHAM, AL.	12/12/2002	12/30/2002	18	57251	878
TRUCKERS FAVORITE WHITE (O.P.) CORN	CLEMMONS & HAMNER; KILLEN AL	11/14/2002	12/12/2002	28	57051	154
TRUCKER'S FAVORITE WHITE O.P. CORN	SIKES FEED & SEED OPELIKA, AL.	12/11/2002	12/30/2002	19	57226	542
TRUCKERS FAVORITE WHITE OPEN POLLINATED CORN	FEED SUPPLY & WESTERN GUNTERSVILLE AL	12/12/2002	12/30/2002	18	57231	878
TRUCKERS FAVORITE YELLOW (O.P.) CORN	CLEMMONS & HAMNER; KILLEN AL	11/14/2002	12/12/2002	28	57053	168
UNHULLED BERMUDA VNS	DILLARDS FEED MILL, 85 DILLARD RD, TALLASSEE	11/01/2002	11/18/2002	17	56954	B02010
UNHULLED BERMUDAGRASS	BAILEY FEED & HARDWARE ALEXANDER CITY	11/04/2002	12/30/2002	56	56963	351130H
UNHULLED BERMUDAGRASS	PENNINGTON SEED, INC.; CULLMAN	10/16/2002	11/08/2002	23	56735	B02010
UNHULLED SERICEA LESPEDEZA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/30/2002	46	57059	3
VATES COLLARDS	CHILTON COUNTY FEED & SEED INC.; CLANTON, AL.	11/06/2002	12/11/2002	35	56988	7072-10130
WANDA GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/20/2002	12/12/2002	22	57097	181758
WEeping LOVEGRASS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/12/2002	28	57032	EM-1172
WEeping LOVEGRASS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/03/2002	19	57033	AF-406
WHEAT	CHUCK MCCANN ATHENS, AL.	11/04/2002	11/25/2002	21	56965	GOR-1
WHEAT	CHUCK MCCANN ATHENS, AL.	11/04/2002	11/25/2002	21	56966	BK-1
WHITE ACRE SOUTHERNPEA	GRO SOUTH MONTGOMERY AL	11/21/2002	12/09/2002	18	57123	8237
WHITE DIXIE BUTTERPEA LIMA BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/16/2002	10	57209	274
WHITE HALF RUNNER SEMI-VINE BEANS	SEED SOUTH DOTHAN, AL.	12/06/2002	12/16/2002	10	57200	56-170-446
WHITE KY. 191 GARDEN BEANS	GRO SOUTH MONTGOMERY AL	11/14/2002	12/12/2002	28	57026	279
WHITE TRUCKERS FAVORITE (O.P.) CORN	CLEMMONS & HAMNER; KILLEN AL	11/14/2002	12/12/2002	28	57050	155
WILLET WONDER GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/14/2002	12/11/2002	27	57061	181772
WINTERGRAZER 70 RYE	PENNINGTON SEED, INC.; CULLMAN	10/22/2002	11/18/2002	27	56814	SPI-1105
WINTERGRAZER 70 RYE	PENNINGTON SEED, INC.; CULLMAN	10/16/2002	11/06/2002	21	56739	907
WRENS ABRUZZI RYE	CAROLINA EASTERN-DOWLING, INC.; OPP, AL.	10/08/2002	11/06/2002	29	56678	TPC-5302
WRENS ABRUZZI RYE	BRADFORD OUTDOOR GROVE HILL, AL.	10/08/2002	11/04/2002	27	56681	TPC-5302
WRENS ABRUZZI RYE	BRADFORD OUTDOOR GROVE HILL, AL.	10/08/2002	11/04/2002	27	56680	LSC-1002
WRENS ABRUZZI RYE	WINSTON CO. CO-OP HALEYVILLE, AL.	10/17/2002	11/12/2002	26	56785	269
WRENS ABRUZZI RYE	AFC DECATUR, AL	10/17/2002	11/05/2002	19	56777	MSF-02R
WRENS ABRUZZI RYE	JONES SEED & FEED; CLANTON, AL.	10/18/2002	11/05/2002	18	56799	LSC-1002
WRENS ABRUZZI RYE	LAWRENCE CO. EXCHANGE; COURTLAND, AL.	11/26/2002	12/10/2002	14	57167	324
WRENS RYE	CAROLINA EASTERN-DOWLING, INC.; OPP, AL.	10/08/2002	11/04/2002	27	56674	TPC-VW5
WRENS RYE	CAROLINA EASTERN-DOWLING, INC.; OPP, AL.	10/08/2002	11/04/2002	27	56675	TPC-VW6
WRENS RYE	CAROLINA EASTERN-DOWLING, INC.; OPP, AL.	10/08/2002	11/04/2002	27	56677	TPC-VW7
WRENS RYE	CAROLINA EASTERN-DOWLING, INC.; OPP, AL.	10/08/2002	11/04/2002	27	56676	TPC-VW8
WRENS RYE	CLEMMONS & HAMNER; KILLEN AL	10/17/2002	11/05/2002	19	56767	BSRW-2-1
YELLOW GRANEX HYBRID ONION	FARMERS FEED SERVICE WETUMPKA, AL.	10/29/2002	11/08/2002	10	56885	NS
YUCHI ARROWLEAF CLOVER	GOSHEN CO/OP GOSHEN, AL.	11/21/2002	12/30/2002	39	57124	L51-0-AL2
YUCHI ARROWLEAF CLOVER	FARMERS FEED SERVICE WETUMPKA, AL.	10/30/2002	11/21/2002	22	56912	VW6-1-AL-1010A
YUMA BERMUDAGRASS	DAN'S HARDWARE & SUPPLY, INC.; PHENIX CITY	10/23/2002	11/26/2002	34	56852	9878
ZIPPERCREAM COWPEA	MONTGOMERY FARMERS CO-OP	11/25/2002	12/16/2002	21	57138	7583-7-5

540 samples taken

27 avg. # days





*Ron Sparks*  
Commissioner

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

October 4, 2004

#### MEMORANDUM

**TO: JOHN CRAYTON, PROGRAM DIRECTOR  
SEED LABORATORY**

**FROM: *lh* LANCE HESTER, DIVISION DIRECTOR  
AGRICULTURE AND ANIMAL PROTECTION**

**SUBJECT: REPRIMAND FOR FAILURE TO PERFORM JOB PROPERLY**

In accordance with rules of the State Personnel Board, the purpose of this memorandum is to provide you with a written reprimand for failure to perform your responsibilities properly. Included in this memorandum are references and a history of the recent events that have made this reprimand necessary. This reprimand will be included and attached to your six months review as well as your annual appraisal.

On Tuesday September 21, 2004 Ronnie Murphy (Deputy Commissioner) was notified by the Commissioner's office about two complaints from seed processors or farmers that had samples in the seed laboratory for an extended period of time and had not received their analysis report. These samples were 'In Test' samples indicating the company needed the test results before they were to be sold or planted. One seed processor reported to the Commissioner's office that when he inquired about the tests that John Crayton indicated that the delay was due to the computer being down. Since that time we have had four additional complaints from industry indicating the negative economic impact that this delay has caused.

Ronnie Murphy contacted John Crayton after becoming aware of the first two complaints. Mr. Murphy informed me on Tuesday September 21, 2004 that John Crayton's explanation was that blank laboratory cards were on the server and could not be printed. Mr. Crayton indicated that they could not process samples because they had not been able to generate the cards from the computer since August 23, 2004. It should be noted that the computer server was down from August 23, 2004 until the week of September 20, 2004.

Through Mr. Murphy's communications with Mr. Crayton on September 21, 2004 it was determined that approximately fifty five (55) 'In Test' samples were in the laboratory

*Exhibit 12*

waiting processing and analysis. 'In Test' samples are those sent in by industry or farmers to determine results required prior to sale or needed to make farm management decisions regarding what seed to plant. On the afternoon of Tuesday September 21, 2004 I visited with Mr. Crayton to emphasize again the need to get these processed as soon as possible. I also stated to Mr. Crayton that he was authorized to utilize compensatory time for overtime if this could speed up the process.

The events described in this memorandum should not have occurred. The unavailability of the data base from the server has caused inconveniencies. The critical choices you were faced with were as follows: (1) Changes could be made in the processing of samples to accommodate industry, farmer and Department needs; or (2) Services could be discontinued which would adversely affect the marketing abilities of the seed industries. The answer should have been obvious. We should have made changes in processing to accommodate the industry and farmer needs. However, the decision that was made disrupted commerce of seed and caused an embarrassment to the Department, the Commissioner and the employees. At no time did you choose to discuss this situation with your Division Director or the Deputy Commissioner. Simply generating the computer cards manually or through other available computer programs (such as Microsoft word) could have averted the whole situation.

The purpose of this reprimand is to facilitate correction. It is intended that this reprimand provide emphasis to the need to carefully consider the decisions that have a direct affect on those that we regulate and serve. I sincerely hope that we do not have to address similar situations in the future. However, any similar occurrences in the future will be addressed through the proper actions as set forth by the State Personnel Department. Additional violations of work rules could result in suspension or dismissal.

Certain steps need to be taken to assure that similar problems do not recur. Weekly meetings will be set to discuss with you the processing of samples through the seed laboratory. It will be necessary for you to provide a written weekly summary of the samples on hand in the laboratory. Any problems, priorities, goals or other relative topics should also be discussed at these meetings. These weekly sessions will be attended by Commissioner Ron Sparks and /or Deputy Commissioner Doug Rigney and/or Division Director Lance Hester.

As Program Director of the Seed Laboratory you have great responsibilities. It is my hope that you are very successful in achieving the desired results in the administration of you duties. If there is anything I can do to provide guidance or assistance please let me know.

**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
HULLED BERMUDAGRASS	GRO SOUTH MONTGOMERY AL	11/17/2003	2/5/2004	80	20392	1229
DIXIE (RESEEDING) CRIMSON CLOVER	PENNINGTON SEED CO CULLMAN AL	9/3/2003	11/12/2003	70	20252	L111-3-CRIM
FLORIDA BROADLEAF MUSTARD	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	2/18/2004	68	20610	L111-8-LGM
PARTRIDGE PEAS	THE FEED LOT PIKE RD AL	12/2/2003	2/5/2004	65	20530	0224
PENSACOLA BAHIA GRASS	SEED PROCESSORS WETUMPKA AL 36093	12/3/2003	2/5/2004	64	20532	538
SSCA CERT. GEORGIA GREEN PEANUTS	GRO SOUTH MONTGOMERY AL	11/14/2003	1/16/2004	63	20357	SHP-2012-CGG
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	11/25/2003	1/26/2004	62	20475	415
KY 31 TALL FESCUE & POTOMAC ORCHARDGRASS MIX	CLEMMONS & HAMMER KILLEN, AL	10/16/2003	12/15/2003	60	20136	F8-03
KY 31/ ORCHARDGRASS MIXTURE	CLEMMONS & HAMMER KILLEN, AL	10/16/2003	12/15/2003	60	20138	T-21306
ARGENTINE BAHIA GRASS	AGRILANCE - AFC DECATUR AL	11/25/2003	1/23/2004	59	20478	415
ARGENTINE BAHIA GRASS	AGRILANCE - AFC DECATUR AL	11/25/2003	1/23/2004	59	20479	407
BERMUDAGRASS (HULLED)	MONTGOMERY SEED & SUPPLY CO MONTG. AL	12/8/2003	2/5/2004	59	20547	1229
BERMUDAGRASS MIXTURE	MONTGOMERY SEED & SUPPLY CO MONTG. AL	12/8/2003	2/5/2004	59	20549	SG-10
BROWN TOP MILLET	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	1/21/2004	57	20489	1523
CONTRACTORS MIXTURE	FLOYD'S FEED & SEED DADEVILLE AL	12/23/2003	2/18/2004	57	20765	L144-1-FCMS16G
BERMUDAGRASS (COATED SEED)	ELMORE CO EXCHANGE WETUMPKA AL	12/11/2003	2/5/2004	56	20594	140211
REID'S YELLOW DENT CORN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	2/6/2004	56	20598	886
WILDLIFE PLANTING MIX W/ CLOVER	CD'S FEED & SEED ABBEVILLE, AL	10/6/2003	12/1/2003	56	20065	SSF 821-03
BOB OATS	SEED SOUTH DOTHAN AL	10/22/2003	12/16/2003	55	20205	151-17
BOB OATS	SEED SOUTH DOTHAN AL	10/22/2003	12/16/2003	55	20206	151-2
ELBON RYE	DALE COOP ARITON AL	10/22/2003	12/16/2003	55	20202	03164
ELBON RYE	EUFALA FARM SUPPLY EUFAULA AL	10/22/2003	12/16/2003	55	20208	B-5157
WREN'S ABRUZZI RYE	DALE COOP ARITON AL	10/22/2003	12/16/2003	55	20201	03147
WREN'S ABRUZZI RYE	RED FOX DOTHAN AL	10/22/2003	12/16/2003	55	20213	03230
BERMUDAGRASS (HULLED)	SEED SOUTH DOTHAN AL	10/22/2003	12/15/2003	54	20221	2198
HOLLOW CROWN PARSNIP	SEGREST SEED CO. SLOCOMB AL	12/18/2003	2/10/2004	54	20698	869047
POTOMAC ORCHARDGRASS	PENNINGTON SEED CULLMAN AL	10/30/2003	12/22/2003	53	20268	L55-1-OG1
BERMUDAGRASS (COATED)	MID-STATE FARMERS CO-OP CLANTON AL	12/15/2003	2/5/2004	52	20620	1092132
BERMUDAGRASS (UNHULLED)	GRO SOUTH MONTGOMERY AL	12/8/2003	1/28/2004	51	20548	2249
PIONEER 30F33 HYBRID CORN	PETES FEED & SEED SYLACAUGA AL	12/17/2003	2/6/2004	51	20621	202152
DETROIT DARK RED BEET	SEGREST SEED CO. SLOCOMB AL	12/18/2003	2/6/2004	50	20684	J181001
DIXIELAND FALL WILDLIFE MIX	HENDRICKS FARM SUPPLY TROY, AL	10/6/2003	11/25/2003	50	20055	DL3-03
HYBRID SPINACH SAVANNAH MUSTARD	SEGREST SEED CO. SLOCOMB AL	12/18/2003	2/6/2004	50	20644	E727101
SWISS CHARD RUBARB	SEGREST SEED CO. SLOCOMB AL	12/18/2003	2/6/2004	50	20677	E072001
APACHE ARROWLEAF CLOVER	AGRILANCE - AFC DECATUR AL	12/23/2003	2/10/2004	49	20783	END-2002-25
BERMUDAGRASS	SEED PROCESSORS WETUMPKA AL 36093	12/3/2003	1/21/2004	49	20534	AMF0011
CERT. TIFTON 9 BAHIA GRASS	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	1/12/2004	49	20445	UP-200
DETROIT DARK RED BEET	SEGREST SEED CO. SLOCOMB AL	12/18/2003	2/5/2004	49	20682	A451001
JOHNSONGRASS	TRIPLE "T" FEED & SEED ALEXANDER CITY AL	12/23/2003	2/10/2004	49	20759	2
UNHULLED BERMUDAGRASS	SEED PROCESSORS WETUMPKA AL 36093	12/3/2003	1/21/2004	49	20535	14226
OR. CERT. FORAGER TALL FESQUE	BLOUNT CO. FARMERS CO-OP ONEONTA, AL	1/8/2004	2/25/2004	48	20903	LA13-0-FF1A
SSCA CERT. TIFTON 9 BAHIA GRASS	SEGREST SEED CO. SLOCOMB AL	11/19/2003	1/6/2004	48	20415	WP-9
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	10/30/2003	12/16/2003	47	20299	0813,B
HUNGARIAN WAX HOT PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	2/2/2004	46	20729	C742W
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	10/30/2003	12/15/2003	46	20295	0773,B
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	10/30/2003	12/15/2003	46	20296	0763,B
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	10/30/2003	12/15/2003	46	20297	0803,B
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	10/30/2003	12/15/2003	46	20298	0723A,B
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	10/30/2003	12/15/2003	46	20300	0723,B
WHITE VIENNA KOHL RABI	SEGREST SEED CO. SLOCOMB AL	12/18/2003	2/2/2004	46	20701	C6586
AUSTRIAN WINTER FIELD PEA	UAP MADISON MADISON, AL	10/3/2003	11/17/2003	45	20033	33144-AWP
CERT. TIFTON 9 BAHIA GRASS	GARRISON FARM & HOME THORSBY AL	12/22/2003	2/5/2004	45	20752	SF0117
FLORIDA BROADLEAF MUSTARD	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	2/6/2004	45	20809	BIN
FLORIDA BROADLEAF MUSTARD	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	2/6/2004	45	20811	Y6250
KENBLUE KENTUCKY BLUEGRASS	PENNINGTON SEED INC CULLMAN AL	10/17/2003	12/1/2003	45	20163	K93-93-2
PENSACOLA BAHIA GRASS	GARRISON FARM & HOME THORSBY AL	12/22/2003	2/5/2004	45	20748	1133
BERMUDAGRASS (HULLED)	MONTGOMERY SEED & SUPPLY CO MONTG. AL	12/8/2003	1/21/2004	44	20545	BO2034
BERMUDAGRASS (HULLED)	MONTGOMERY SEED & SUPPLY CO MONTG. AL	12/8/2003	1/21/2004	44	20546	132107
FLORIDA BROADLEAF MUSTARD	MONTGOMERY SEED & SUPPLY CO MONTG. AL	12/8/2003	1/21/2004	44	20541	Y68FM01
PENSACOLA BAHIA GRASS	DAN'S HARDWARE & SUPPLY PHENIX CITY, AL	1/12/2004	2/25/2004	44	20927	MS-13
AUSTRIAN WINTER FIELD PEA	SEED SOUTH DOTHAN, AL	10/6/2003	11/17/2003	42	20054	C1
CERTIFIED TIFTON 9 BAHIA GRASS	JONES FEED & SEED CLANTON AL	12/15/2003	1/26/2004	42	20615	12NS
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	11/25/2003	1/6/2004	42	20473	370
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	11/25/2003	1/6/2004	42	20474	399
PENSACOLA BAHIA GRASS	AGRILANCE - AFC DECATUR AL	11/25/2003	1/6/2004	42	20478	441
PENSACOLA BAHIA GRASS	CHANDLER'S GENERAL STORE HEFLIN, AL	10/9/2003	11/20/2003	42	20086	370
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/18/2004	42	20888	WP-100
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/18/2004	42	20889	MP 109
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/18/2004	42	20891	MP 212
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/18/2004	42	20893	WP-200
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/18/2004	42	20894	MP 108
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/18/2004	42	20895	MP 107
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/18/2004	42	20896	WP-8-10
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/18/2004	42	20897	WP-200
AFC HI-GRAZER HYBRID SORGHUM SUDANGRASS	AGRILANCE - AFC DECATUR AL	12/23/2003	2/2/2004	41	20781	10210
CERT. TIFTON 9 BAHIA GRASS	FARMERS EXCHANGE BREWTON AL	1/15/2004	2/25/2004	41	20953	JB0004
CERT. TIFTON 9 BAHIA GRASS	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	2/25/2004	41	20999	WP-200
CERT. TIFTON BAHIA GRASS	TALECON FARMERS COOP NOTASULGA, AL	1/8/2004	2/18/2004	41	20912	BF2011
CERT. TIFTON 9 BAHIA GRASS	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	2/18/2004	41	20827	SF0117

Exhibit 13



**SAMPLES TAKEN - October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
PENSACOLA BAHIA GRASS	TALEECON FARMERS COOP NOTASULGA, AL	1/8/2004	2/18/2004	41	20908	L002-044
PENSACOLA BAHIA GRASS	TALEECON FARMERS COOP NOTASULGA, AL	1/8/2004	2/18/2004	41	20909	175
SS550 WHEAT	SOUTHERN STATES ATHENS, AL	1/8/2004	2/18/2004	41	20904	6513-103FF
W.G.F. SORGHUM	FLOYD'S FEED & SEED DADEVILLE AL	12/23/2003	2/2/2004	41	20762	10113
AFC HI-GRAZER HYBRID SORGHUM SUDANGRASS	GREEN CO. CO-OP EUTAW, AL	1/16/2004	2/25/2004	40	21026	10210
BERMUDAGRASS (UNHULLED)	SEED SOUTH DOTHAN AL	10/22/2003	12/1/2003	40	20223	B02016
CERT. TIFTON 9 BAHIA GRASS	GENEVA SEED CLEANERS HARTFORD, AL	1/16/2004	2/25/2004	40	21016	V.H.63
CERT. TIFTON 9 BAHIA GRASS	GENEVA SEED CLEANERS HARTFORD, AL	1/16/2004	2/25/2004	40	21017	V.H.60
CERT. TIFTON 9 BAHIA GRASS	GENEVA SEED CLEANERS HARTFORD, AL	1/16/2004	2/25/2004	40	21018	V.H.81
EARLY STRAIGHT NECK SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/27/2004	40	20855	16112
HICKORY KING (YELLOW) CORN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/21/2004	40	20597	174
PENSACOLA BAHIA GRASS	LUVERNE CO-OP LUVERNE, AL	1/16/2004	2/25/2004	40	21019	03-041
PENSACOLA BAHIA GRASS	LUVERNE CO-OP LUVERNE, AL	1/16/2004	2/25/2004	40	21020	03-028
PENSACOLA BAHIA GRASS	SEGREST SEED CO SLOCOMB AL	11/19/2003	12/29/2003	40	20420	135-03
PENSACOLA BAHIA GRASS	SEGREST SEED CO SLOCOMB AL	11/19/2003	12/29/2003	40	20421	156-03
SSCA CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS HEADLAND AL	10/22/2003	12/1/2003	40	20211	BF1
SSCA CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS HEADLAND AL	10/22/2003	12/1/2003	40	20212	BF3
SSCA CERT. TIFTON 9 BAHIA GRASS	SEGREST SEED CO SLOCOMB AL	11/19/2003	12/29/2003	40	20416	WP-200
SSCA CERT. TIFTON 9 BAHIA GRASS	SEGREST SEED CO SLOCOMB AL	11/19/2003	12/29/2003	40	20417	023
SSCA CERT. TIFTON 9 BAHIA GRASS	SEGREST SEED CO SLOCOMB AL	11/19/2003	12/29/2003	40	20418	024
SSCA CERT. TIFTON 9 BAHIA GRASS	SEGREST SEED CO SLOCOMB AL	11/19/2003	12/29/2003	40	20419	025
TRUCKERS' FAVORITE (WHITE) CORN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/21/2004	40	20595	162
TRUCKERS' FAVORITE (YELLOW) CORN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/21/2004	40	20596	167
ARGENTINE BAHIA GRASS	TUCKER FARM CENTER PO 237 FRISCO CITY AL 36445	11/6/2003	12/15/2003	39	20309	AQ-1
CERT. TIFTON 9 BAHIA GRASS	DILLARDS FEED MILL TALLASSEE AL	11/20/2003	12/29/2003	39	20423	WP-7
CERT. TIFTON 9 BAHIA GRASS	GENEVA SEED CLEANERS SAMSON AL	12/18/2003	1/26/2004	39	20702	WDP-1
CERT. TIFTON 9 BAHIA GRASS	GENEVA SEED CLEANERS SAMSON AL	12/18/2003	1/26/2004	39	20703	WDP-6
CERT. TIFTON 9 BAHIA GRASS	GENEVA SEED CLEANERS SAMSON AL	12/18/2003	1/26/2004	39	20704	WDP-8
CERT. TIFTON 9 BAHIA GRASS	GENEVA SEED CLEANERS SAMSON AL	12/18/2003	1/26/2004	39	20705	WDP-7
CERT. TIFTON 9 BAHIA GRASS	GENEVA SEED CLEANERS SAMSON AL	12/18/2003	1/26/2004	39	20706	WDP-3
HARRISON OATS	AGRILANCE - AFC DECATUR AL	10/16/2003	11/24/2003	39	20150	32086
ITALIAN GIANT PARSLEY	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/26/2004	39	20700	Y6277
PENNINGTON DOVE MIXTURE	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	2/10/2004	39	20821	20SP1-DV05
PENSACOLA BAHIA GRASS	SIKES FEED & SEED OPELIKA AL	11/20/2003	12/29/2003	39	20433	MS-13
LITTLE MARVEL GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/22/2003	38	20370	181873
BERMUDAGRASS (UNHULLED)	PHILLIPS FEED & SEED UNION SPRINGS AL	12/15/2003	1/21/2004	37	20614	AC587
BROWNTOP MILLET	JONES FEED & SEED CLANTON AL	12/15/2003	1/21/2004	37	20618	721
MERIT HYBRID SWEET CORN	JONES FEED & SEED CLANTON AL	12/15/2003	1/21/2004	37	20616	392739
SUPREME BRAND HYBRID SORGHUM SUDANGRASS	JONES FEED & SEED CLANTON AL	12/15/2003	1/21/2004	37	20617	2125-1
ZIPPER CREAM COWPEAS	SEED SOUTH DOTHAN AL	1/7/2004	2/13/2004	37	20884	2181-04
(HULLED) BERMUDAGRASS	TRIPLE "T" FEED & SEED ALEXANDER CITY AL	12/23/2003	1/28/2004	36	20760	132119
CHUFA	JEMISON FARM CENTER JEMISON AL	12/23/2003	1/28/2004	36	20754	3-A
KENTUCKY BLUEGRASS	ELMORE CO EXCHANGE WETUMPKA AL	12/11/2003	1/16/2004	36	20593	2203KBE
KY 31 TALL FESCUE	CLARKS FEED & FARM SUPPLY ARDMORE AL	10/28/2003	12/3/2003	36	20250	K-7854
LONG BRIGHT SCARLET RADISH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/23/2004	36	20681	K3230
PASTO RICO BERMUDAGRASS, PASTURE MIX	SEED SOUTH DOTHAN AL	1/7/2004	2/12/2004	36	20855	PR-30
PENSACOLA BAHIA GRASS	DEEP SOUTH SUPPLY PO BOX 321 HURTSBORO, AL	1/13/2004	2/18/2004	36	20941	P-206
BERMUDAGRASS (HULLED)	PETES FEED & SEED SYLACAUGA AL	12/17/2003	1/21/2004	35	20623	11646
BROWNTOP MILLET	WILLIAMS & SON FEED, SEED GOODWATER AL	12/17/2003	1/21/2004	35	20626	1956
CERT. TIFTON 9 BAHIA GRASS	M.L. AWBREY INC. ROANOKE, AL	1/21/2004	2/25/2004	35	21038	A102
CERT. TIFTON 9 BAHIA GRASS	SEED PROCESSORS WETUMPKA AL 36093	12/3/2003	1/7/2004	35	20533	WP-7
FLORIDA BROADLEAF MUSTARD	MONTGOMERY SEED & SUPPLY CO MONTG. AL	12/8/2003	1/12/2004	35	20537	8704000
LITTLE MARVEL GARDEN PEAS	GRO SOUTH MONTGOMERY AL	11/17/2003	12/22/2003	35	20383	774400-909506
MAMMOUTH MELTING SUGAR GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/22/2003	35	20382	182754
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL	12/8/2003	1/12/2004	35	20551	SF-2
PENSACOLA BAHIA GRASS	SEED SOUTH DOTHAN, AL	12/8/2003	1/12/2004	35	20552	SF-1
SERECIA (UNHULLED) LESPEDEZA	TALEECON FARMERS COOP NOTASULGA, AL	1/8/2004	2/12/2004	35	20907	A30
SOUTHERN GIANT CURLED MUSTARD	MONTGOMERY SEED & SUPPLY CO MONTG. AL	12/8/2003	1/12/2004	35	20539	PO141
WANDO GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/22/2003	35	20373	181758
WANDO GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/22/2003	35	20374	181031
(UNHULLED) BERMUDAGRASS	AGRILANCE AFC DOTHAN, AL	1/22/2004	2/25/2004	34	21064	1303120H
(UNHULLED) BERMUDAGRASS	B W CAPPS & SON OPELIKA, AL	1/9/2004	2/12/2004	34	20918	AC645
(UNHULLED) BERMUDAGRASS	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	2/5/2004	34	20825	2249
31R88 CORN	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/25/2004	34	21111	A3WOR11013-00
ATKINSON TOMATO	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/21/2004	34	20661	H5168
CHARLESTON WAKEFIELD CABBAGE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/21/2004	34	20686	5127000
CHUFAS	AGRILANCE - AFC DECATUR AL	1/22/2004	2/25/2004	34	21077	2
CHUFAS	AGRILANCE - AFC DECATUR AL	1/22/2004	2/25/2004	34	21078	3
CLEMSON 80 OKRA	GRO SOUTH MONTGOMERY AL	11/18/2003	12/22/2003	34	20395	2010
COMMON BERMUDAGRASS	LAWRENCE CO. EXCHANGE MOULTON, AL	1/22/2004	2/25/2004	34	21067	140211
DALLIS GRS- DALLIS GRASS	VALLEY FEED DECATUR AL	10/28/2003	12/1/2003	34	20236	JDL-2-99
EDISTO 47 CANTALOUPE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/21/2004	34	20692	Y6227
FLORIDA BROADLEAF MUSTARD	TUCKER FARM CENTER FRISCO CITY AL	1/15/2004	2/18/2004	34	20963	L111-0-FBG1
HULLED BERMUDAGRASS	AGRILANCE - AFC DECATUR AL	1/22/2004	2/25/2004	34	21075	B03050
KENTUCKY 31 TALL FESCUE/POTOMAC ORCHARDGRASS MIX	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/25/2004	34	21112	SSHO2-224-6
KY 31 TALL FESCUE	FAITHWAY FEED GUNTERSVILLE AL	10/2/2003	11/5/2003	34	20010	50
LAXTON'S PROGRESS ENGLISH PEA	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/15/2004	34	20603	55-280-691
LAXTON'S PROGRESS #9 ENGLISH PEA	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/15/2004	34	20604	191104

**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
LAXTON'S PROGRESS #9 ENGLISH PEA	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/15/2004	34	20602	6094-04330
POTOMAC ORCHARDGRASS	SHADDIX COUNTRY MALL CULLMAN, AL	1/22/2004	2/25/2004	34	21096	L118-0-PO-23
REGAL LADINO CLOVER	SEED SOUTH DOTHAN AL	1/7/2004	2/10/2004	34	20853	00P-2149-1
ROCKY FORD GREEN FLESH CANTALOUPE	SEGREEST SEED CO. SLOCOMB AL	12/18/2003	1/21/2004	34	20695	16075
SUGAR SNAP ENGLISH PEA	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/15/2004	34	20601	OA0356
THOMAS LAXTON GARDEN PEAS	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/15/2004	34	20599	54-280-693
AFC 1001 HYBRID PEARL MILLET	TALEECON FARMERS COOP NOTASULGA, AL	1/8/2004	2/10/2004	33	20910	10237
ALFAGRAZE ALFALFA	TALEECON FARMERS COOP NOTASULGA, AL	1/8/2004	2/10/2004	33	20913	AZN-793-4
BERMUDAGRASS (HULLED)	SEED SOUTH DOTHAN AL	10/22/2003	11/24/2003	33	20220	3013
BERMUDAGRASS (UNHULLED)	SEED SOUTH DOTHAN AL	10/22/2003	11/24/2003	33	20222	14382
BROWNTOP MILLET	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	2/10/2004	33	20832	MSF-RO260
BROWNTOP MILLET	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	2/10/2004	33	20833	721
EARLY ALASKA GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20321	109010
EARLY ALASKA GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20322	209B11
GREEN ARROW GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20314	3280371
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC CULLMAN AL	12/11/2003	1/13/2004	33	20586	L183-2-82
KENTUCKY 31 TALL FESCUE	C. T. GARVIN SEED & FEED HUNTSVILLE, AL	10/15/2003	11/17/2003	33	20112	2-560
KENTUCKY 31 TALL FESCUE	GREENSBORO CO-OP GREENSBORO, AL	1/16/2004	2/18/2004	33	21022	2-376
LAB LAB WILDLIFE BEANS	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/14/2004	33	20612	16078
LAB LAB WILDLIFE BEANS	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/14/2004	33	20613	6983
PENSACOLA BAHIA GRASS	FARMERS FEED & SUPPLY MONTGOMERY AL	12/10/2003	1/12/2004	33	20570	01-032
PENSACOLA BAHIA GRASS	FARMERS FEED & SUPPLY MONTGOMERY AL	12/10/2003	1/12/2004	33	20571	T-19421
PENSACOLA BAHIA GRASS	FARMERS FEED & SUPPLY MONTGOMERY AL	12/10/2003	1/12/2004	33	20572	T-19418
SERALA SERICEA HULLED LESPEDeza	RANDOLPH FARMERS COOP WEDOWEE, AL	1/16/2004	2/18/2004	33	21027	MSF-MH-0144
SOUTH AMERICAN POPCORN CORN	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20315	875
SUGAR SNAP GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20311	35803759
SUGAR SNAP GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20312	111121
THOMAS LAXTON GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20310	102701
THOMAS LAXTON GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20325	191111
TIFLEAF 3 HYBRID PEARL MILLET	KELLY SEED CO INC. HARTFORD, AL	1/16/2004	2/18/2004	33	21002	5132-15
WANDO GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20313	0030-570
WILLET WONDER GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/16/2003	33	20317	181772
(UNHULLED) BERMUDAGRASS	PIEDMONT FERTILIZER CO OPELIKA AL	11/20/2003	12/22/2003	32	20428	AC529
30F33 HYBRID FIELD CORN	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/23/2004	32	20737	A1SC211003-00
ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	11/3/2003	32	20019	L96-3-A14
BLUE LAKE FM-1 POLE GARDEN BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/13/2004	32	20606	KSI-515246
CALYPSO II PERENNIAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/30/2003	12/1/2003	32	20293	L3-2-P15
COLOSSUS SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/15/2003	32	20323	8559
GREEN ARROW BUSH GARDEN PEAS	GRO SOUTH MONTGOMERY AL	11/14/2003	12/16/2003	32	20355	181873
GREEN ARROW GARDEN PEAS	GRO SOUTH MONTGOMERY AL	11/14/2003	12/16/2003	32	20356	191101
GULF ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	11/3/2003	32	20022	L5-3-GR30E
GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/30/2003	12/1/2003	32	20275	P3-3-17
IRON & CLAY MIXED COWPEAS	PIEDMONT FERTILIZER CO OPELIKA AL	11/20/2003	12/22/2003	32	20430	1
JUMBO TETRAPLOID ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	11/3/2003	32	20023	L101-3-26J
KANDY KORN HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL	11/13/2003	12/15/2003	32	20316	240802
MISSISSIPPI PURPLE SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/13/2003	12/15/2003	32	20324	8576
MIXED IRON & CLAY COWPEAS	SIKES FEED & SEED OPELIKA AL	11/20/2003	12/22/2003	32	20434	4
O.P. HICKORY KING YELLOW CORN	GRO SOUTH MONTGOMERY AL	11/14/2003	12/16/2003	32	20362	174
PROSSO DOVE MILLET	B W CAPPS & SON OPELIKA, AL	1/9/2004	2/10/2004	32	20922	DP01
RATTLESNAKE POLE GARDEN BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/13/2004	32	20605	56-557-026
SIEVA LIMA BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/13/2004	32	20608	366
SILVER QUEEN HYBRID SWEET CORN	GRO SOUTH MONTGOMERY AL	11/13/2003	12/15/2003	32	20319	NC1179MRF1
SUGAR SNAP GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/16/2003	32	20354	111121
SUGARY YELLOW MERIT HYBRID SWEET CORN	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/23/2004	32	20736	346025
TENNESSEE GREEN POD GARDEN BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/13/2004	32	20609	185343
THOMAS LAXTON GARDEN PEAS	GRO SOUTH MONTGOMERY AL	11/14/2003	12/16/2003	32	20353	102701
TRUCKERS FAVORITE YELLOW O.P. CORN	GRO SOUTH MONTGOMERY AL	11/13/2003	12/15/2003	32	20320	168
BLACK CROWDER SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20365	8591-5
BLACK CROWDER SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20366	E2157
CERTIFIED ZIPPERCREAM COWPEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20372	2181-04
CONTENDER GARDEN BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/12/2004	31	20611	11502169
CT PINKEYE PURPLEHULL SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20369	8653-7-5
DIXIELEE SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20363	8562
DIXIELEE SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20364	DL1073
DWARF GREEN LONG POD OKRA	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20816	91665
GULF ANNUAL RYEGRASS	TRACTOR SUPPLY ATHENS, AL	10/3/2003	11/3/2003	31	20029	L114-3-612
KENTUCKY 31 TALL FESCUE	MORGAN CO-OP HARTSELLE, AL	10/3/2003	11/3/2003	31	20034	2-560
KNUCKLE PURPLEHULL SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20367	B2309
LONG POD GREEN OKRA	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20813	4177
MERIT HYBRID SWEET YELLOW CORN	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20371	207066
MISSISSIPPI SILVER SOUTHERN PEA	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/12/2004	31	20600	8656-5
MOSEBY'S WHITE PROLIFIC O.P. CORN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20807	883
O.P. INDIAN ORNAMENTAL CORN	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20358	179
O.P. MOSEBY'S WHITE PROLIFIC CORN	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20359	161
O.P. PENCIL COB CORN	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20360	165
PENCIL COB OPEN POLLINATED CORN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20804	232
PERKINS LONG POD OKRA	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20814	9671
PINKEYE PURPLEHULL BVR SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20368	8685
ROMA II GARDEN BEAN	GRO SOUTH MONTGOMERY AL	11/21/2003	12/22/2003	31	20436	1580251



**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
SIBERIAN IMPROVED KALE	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20808	10140
SIEVA LIMA BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/12/2003	1/12/2004	31	20807	264
TRUCKERS FAVORITE WHITE O.P. CORN	JEMISON FARM CENTER JEMISON AL	12/23/2003	1/23/2004	31	20753	163
TRUCKERS FAVORITE (YELLOW) OPEN POLLI. CORN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20806	167
TRUCKER'S FAVORITE WHITE CORN	GRO SOUTH MONTGOMERY AL	11/14/2003	12/15/2003	31	20361	162
TRUCKER'S WHITE O.POLLI. CORN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20805	878
WHITE VELVET OKRA	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/23/2004	31	20815	524
(HULLED) BERMUDAGRASS	GARRISON FARM & HOME THORSBY AL	12/22/2003	1/21/2004	30	20749	132119
(HULLED) BERMUDAGRASS	GARRISON FARM & HOME THORSBY AL	12/22/2003	1/21/2004	30	20747	132112
(HULLED) BERMUDAGRASS	GARRISON FARM & HOME THORSBY AL	12/22/2003	1/21/2004	30	20751	132121
BLACK CROWDER SOUTHERNPEA	SEED SOUTH DOTHAN AL	1/7/2004	2/6/2004	30	20874	8591-5
CERT. JUBILEE WATERMELON	JONES FEED & SEED CLANTON AL	12/15/2003	1/14/2004	30	20619	1098
CERTIFIED TIFTON 9 BAHAGRASS	MONTGOMERY SEED & SUPPLY CO MONTG. AL	12/8/2003	1/7/2004	30	20544	MP1
DADE (POLE) GARDEN BEANS	SEED SOUTH DOTHAN AL	1/7/2004	2/6/2004	30	20887	834
FORDOOK 242 LIMA BEANS	SEED SOUTH DOTHAN AL	1/7/2004	2/6/2004	30	20839	336
LARGE SPECKLED BUTTER BEANS	SEED SOUTH DOTHAN AL	1/7/2004	2/6/2004	30	20837	217
MISSISSIPPI PURPLE SOUTHERNPEA	SEED SOUTH DOTHAN AL	1/7/2004	2/6/2004	30	20872	8576
OK. CERT. DWARF GREEN LONG POD OKRA	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/21/2004	30	20744	4204
SILVER QUEEN F1 HYBRID SWEET CORN	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/21/2004	30	20738	NC0512ELF
SSCA CERT. GEORGIA GREEN PEANUTS	SEED SOUTH DOTHAN AL	1/7/2004	2/6/2004	30	20854	SHP-2012-CGG
SUMMERGRAZER HYBRID SORGHUM SUDANGRASS	BLUE BARN FEED & SEED OAKGROVE AL	12/17/2003	1/16/2004	30	20624	352-B
SUMMERGRAZER III HYB. SORGHUM SUDANGRASS	WILLIAMS & SON FEED SEED GOODWATER AL	12/17/2003	1/16/2004	30	20627	4304
UNHULLED BERMUDAGRASS	GARRISON FARM & HOME THORSBY AL	12/22/2003	1/21/2004	30	20750	AC686
31G98 HYBRID FIELD CORN	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20775	Z3MTP11004-00
31G98 HYBRID FIELD CORN	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20776	Z3RUS11004-00
31G98 HYBRID FIELD CORN	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20779	Z3G0011003-00
31R88 HYBRID FIELD CORN	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20777	Z3WOR11008-00
31R88 HYBRID FIELD CORN	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20778	Z3DUR11003-00
31R88 HYBRID FIELD CORN	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20780	Z3W0R11008-00
33V15 HYBRID FIELD CORN	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20773	W3CON11038-P8
33V15 HYBRID FIELD CORN	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20774	W3CON11038-P8
AURORA CANTALOUPE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20693	14184
BANANA CANTALOUPE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20694	16356
CALIFORNIA BLACKKEYE #5 COWPEA	SEED SOUTH DOTHAN AL	1/7/2004	2/5/2004	29	20871	8626
CORONET (A Pinkeye PH type) SOUTHERNPEA	SEED SOUTH DOTHAN AL	1/7/2004	2/5/2004	29	20873	8682
DIXIE HYBRID SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20707	185000
DOVE PROSO MILLET	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	2/6/2004	29	20826	DP-04
EARLY CROOKNECK SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20654	16473
EARLY CROOKNECK SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20651	C6784
EARLY STRAIGHT NECK SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20652	Y6134
FLORIDA BROADLEAF MUSTARD	WHITLEY FEED & FARM SUPPLY ALTOONA, AL	1/12/2004	2/10/2004	29	20930	10069
GENTRY HYBRID SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20710	HS01152B
HALES BEST JUMBO CANTALOUPE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20691	16349
HORN OF PLENTY HYBRID SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20653	16537
LAXTON PROGRESS #9 GARDEN PEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/16/2003	29	20384	191106
MARY WASHINGTON ASPARAGUS	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20641	Y6041
PARTRIDGE PEAS	SEED SOUTH DOTHAN AL	1/7/2004	2/5/2004	29	20852	0204
PINKEYE PURPLEHULL BVR SOUTHERNPEA	SEED SOUTH DOTHAN AL	1/7/2004	2/5/2004	29	20883	8685
PLANTERS JUMBO CANTALOUPE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20690	16055
POTOMAC ORCHARDGRASS	JEMISON FARM CENTER JEMISON AL	12/23/2003	1/21/2004	29	20755	Y9-2-0G14
SPECKLED DIXIE LIMA BUTTERPEA	SEED SOUTH DOTHAN AL	1/7/2004	2/5/2004	29	20841	260
ST4892BR COTTON	UAP MADISON, AL	1/8/2004	2/6/2004	29	20905	AM3G2089
ST4892BR COTTON	UAP MADISON, AL	1/8/2004	2/6/2004	29	20906	AM3G2078
TAM DEW CANTALOUPE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20689	15757
UNHULLED SERICEA LESPEDEZA	CLAY COUNTY EXCHANGE INC. LINEVILLE, AL	1/14/2004	2/12/2004	29	20946	A30
VATES COLLARDS	AGRILANCE AFC DOTHAN, AL	1/22/2004	2/20/2004	29	21052	L111-0-VC
VEGETABLE SPAGHETTI SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20722	K3203
WALTHAM BUTTERNUT SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20721	C8639
WEeping LOVEGRASS	SEED SOUTH DOTHAN AL	1/7/2004	2/5/2004	29	20885	EM-1185
WGF SORGHUM	AGRILANCE - AFC DECATUR AL	12/23/2003	1/21/2004	29	20772	397-T
WHITE BUSH SCALLOP SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20720	Y6200
ZUCCHINI GREY SQUASH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/16/2004	29	20723	15796
(UNHULLED) BERMUDAGRASS	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	2/5/2004	28	20830	3511130H
(UNHULLED) BERMUDAGRASS	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	2/5/2004	28	20831	B02009
ASHLEY CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20663	11077
BENCHMARK ORCHARDGRASS	BLOUNT CO. FARMERS CO-OP ONEONTA, AL	1/8/2004	2/5/2004	28	20902	L29-2-011
BLACK OIL (PEREDOVIK TYPE) SUNFLOWERS	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20385	T3-113
BLUE LAKE POLE GARDEN BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/22/2003	28	20448	327
BROWNTOP MILLET	DEEP SOUTH SUPPLY PO BOX 321 HURTSBORO, AL	1/13/2004	2/10/2004	28	20944	865
CERT. EMERALD GREEN OKRA	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/22/2003	28	20460	4175
CERT. ZIPPER CREAM COWPEA	B W CAPPS & SON OPELIKA, AL	1/9/2004	2/6/2004	28	20923	2181-04
CERT. ZIPPERCREAM COWPEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20378	2181-04
CHATENAY RED CORE CARROT	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20697	A155001
CHINESE BOK CHOY CABBAGE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20688	Y6273
CHUFA	AGSOUTH, INC 13995 HWY 10 FITZPATRICK, AL	1/13/2004	2/10/2004	28	20936	A021091
CHUFA	M.L. AWBREY INC. ROANOKE, AL	1/21/2004	2/18/2004	28	21033	TW101150301
EARLY JERSEY WAKEFIELD CABBAGE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20685	5123000
EASTER EGG BLEND HYBRID RADISH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20724	6957000
FLORIDA BROADLEAF MUSTARD	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20389	L111-1-JMF1

**SAMPLES TAKEN – October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
FORDHOOK 242 LIMA BEAN	GREENSBORO CO-OP GREENSBORO, AL	1/16/2004	2/13/2004	28	21023	175
GOLDEN QUEEN HYBRID F1 SWEET CORN	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20375	NC0026LF
GULF ANNUAL RYEGRASS	C. T. GARVIN SEED & FEED HUNTSVILLE, AL	10/15/2003	11/12/2003	28	20115	L51-2-GL2
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC CULLMAN AL	12/16/2003	1/13/2004	28	20587	L183-1-58
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC. CULLMAN AL	12/16/2003	1/13/2004	28	20582	L1-2-32G
GULF ANNUAL RYEGRASS	RED FOX DOTHAN, AL	10/6/2003	1/13/2003	28	20043	L5-3-GR84B
GULF ANNUAL RYEGRASS	RED FOX DOTHAN, AL	10/6/2003	1/13/2003	28	20044	L5-1-GR19B
HAIRY VETCH	MIDSTATE COOP VERBENA AL	10/20/2003	11/17/2003	28	20176	2001HV
HICKORY KING WHITE CORN	B W CAPPS & SON OPELIKA, AL	1/9/2004	2/6/2004	28	20917	158
HYBRID JORDAN F1 CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20667	16433
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/10/2003	11/7/2003	28	20096	2241
KENTUCKY WONDER GARDEN BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/22/2003	28	20459	261
MAKETMORE 76 CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20665	16514
MARKETER CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20664	C6797
MARSHALL ANNUAL RYEGRASS	PIKE FARM CO-OP TROY, AL	10/6/2003	1/13/2003	28	20058	L185-3-4PM
MARSHALL ANNUAL RYEGRASS	PIKE FARM CO-OP TROY, AL	10/6/2003	1/13/2003	28	20059	L185-3-3PM
MICHILI CHINESE CABBAGE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20687	T6817
MUNCHER CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20711	16620
NATIONAL PICKLING CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20714	12511
POINSETT 76 CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20712	16079
PURPLE TOP TURNIP	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20390	L111-2-OPT1
RATTLESNAKE POLE GARDEN BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/22/2003	28	20453	56-557-026
RATTLESNAKE POLE GARDEN BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/22/2003	28	20454	57-557-029
SEVEN TOP TURNIP	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20386	L111-1-7TT
SEVEN TOP TURNIP	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20387	9659000
SMALL RED PINTO BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/22/2003	28	20447	1
SPACEMASTER CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20713	16067
SPECKLED PURPLEHULL SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20377	F2182
SWEET DELIGHT BURPLESS HYBRID CUCUMBER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/15/2004	28	20731	23260/00273
TENNESSEE WHITE CROWDER SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20376	F2186
TEXAS CREAM 12 COWPEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20381	7617
WHIPPOORWILL SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20379	1279
WHIPPOORWILL SOUTHERN PEA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/15/2003	28	20380	WP530
ARGENTINE BAHIA GRASS	AGRILANCE - AFC DECATUR AL	11/25/2003	12/22/2003	27	20477	417
BIRDHOUSE BOTTLE GOURD	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20699	16018
BLOOMSDALE LONG STANDING SPINACH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20725	E191001
BLOOMSDALE SPINICH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20727	91342
BLUE LAKE 274 BUSH BEAN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/22/2003	27	20488	045-01-205
BLUE LAKE 274 BUSH GARDEN BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20398	1040201
BLUE LAKE WHITE SEEDED GARDEN BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20404	327
BROWN TOP MILLET	CHILTON CO FEED & SEED CLANTON AL	11/25/2003	12/22/2003	27	20500	0941.M
BROWNTOP MILLET	ATMORE TRUCKERS ATMORE, AL	1/29/2004	2/25/2004	27	21126	PF702
BROWNTOP MILLET	MURPHREE SEED FARM COLLINSVILLE, AL	1/22/2004	2/18/2004	27	21065	MSF-0351
BROWNTOP MILLET	WAVERLY FEED WAVERLY, AL	1/22/2004	2/18/2004	27	21041	LM123102
CHERRY BELLE RADISH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20680	Y3445
CHUFA	B W CAPPS & SON OPELIKA, AL	1/9/2004	2/5/2004	27	20914	BWC-1
COTENDER BUSH BEAN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/22/2003	27	20498	0065-75319
DANVERS 126 CARROT	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20696	E249001
EARLY ALASKA ENGLISH PEA	CHILTON CO FEED & SEED CLANTON AL	11/25/2003	12/22/2003	27	20497	C-00402
EGYPTIAN WHEAT	MURPHREE SEED FARM COLLINSVILLE, AL	1/22/2004	2/18/2004	27	21066	MSF-R0312
EMERALD GREEN #2 (AFC) FESCUE	DALE FARM CO OP OZARK, AL	10/9/2003	1/5/2003	27	20082	B26-1-54
FLORADADE TOMATO	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20660	H5203
FLORIDA BROADLEAF MUSTARD	THE FEED LOT PIKE RD AL	12/2/2003	12/29/2003	27	20523	10029
FLORIDA BUTTER LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20403	265
FORDHOOK 242 LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20399	336
GENUINE CORNFIELD GARDEN BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20396	031-05-101
GULF ANNUAL RYEGRASS	AGRILANCE-AFC DECATUR AL	11/25/2003	12/22/2003	27	20483	L53-3-G18
HAIRY VETCH	AGRILANCE AFC DOTHAN, AL	1/22/2004	2/18/2004	27	21060	Y6-0-HV-40
HULLED SERICEA LESPEDEZA	SEGREST SEED CO. SLOCOMB AL	11/19/2003	12/16/2003	27	20422	SEP-01-H
JADE GARDEN BEAN	CHILTON CO FEED & SEED CLANTON AL	11/25/2003	12/22/2003	27	20503	0613-J6
KENTUCKY 31 TALL FESCUE	AGRILANCE - AFC DECATUR AL	11/25/2003	12/22/2003	27	20463	4A3-568
KOBE STRIATE LESPEDEZA	RANDOLPH FARMERS COOP WEDOWEE, AL	1/16/2004	2/12/2004	27	21031	MS388
LARGE SPECKLED LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20407	341
LONG STANDING BLOOMSDALE SPINACH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20726	Y6117
LOUISIANA POLE BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20401	819549
LOUISIANA PURPLE POD POLE BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20400	22.2800-91522
LOUISIANA PURPLE POD POLE BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20402	919622
MAGNUM PERENNIAL RYEGRASS MIXTURE	DALE FARMERS COOP OZARK AL	10/9/2003	1/5/2003	27	20080	B28-0-2006
NEMAGREEN LIMA BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20393	374
NEMAGREEN LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20394	207
OK. CERT. CLEMSON SPINELESS OKRA	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/22/2003	27	20487	4153
PERENNIAL RYEGRASS MIXTURE	THE FEED LOT PIKE RD AL	12/2/2003	12/29/2003	27	20515	L144M-2-05P023G
PINTO FIELD BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20397	004902
RATTLESNAKE POLE BEAN	CHILTON CO FEED & SEED CLANTON AL	11/25/2003	12/22/2003	27	20502	57-557-029
RATTLESNAKE POLE GARDEN BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20406	301185
SERECIA LESPEDEZA (UNHULLED)	ELMORE CO EXCHANGE WETUMPKA AL	12/11/2003	1/7/2004	27	20592	A30
SIEVA POLE LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20410	366
SOUTHERN GIANT CURLED MUSTARD	AGRILANCE AFC DOTHAN, AL	1/22/2004	2/18/2004	27	21057	L111-1-VSGC1
SPARKLER WHITE TIP RADISH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20679	J6310



**SAMPLES TAKEN – October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
SPECKLED DIXIE BUTTERPEA LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20408	362
SS550 WHEAT	SOUTHERN STATES ATHENS AL	11/25/2003	12/22/2003	27	20461	6513-103FF
STRIKE GARDEN BEANS	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20409	184727
SUGAR GRAZE II HYBRID SORGHUM SUDANGRASS	ATMORE TRUCKERS ATMORE, AL	1/29/2004	2/25/2004	27	21121	742 A
THOMAS LAXTON GARDEN PEA	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/22/2003	27	20496	57-280-582
WEeping LOVE GRASS	THE FEED LOT PIKE RD AL	12/2/2003	12/29/2003	27	20514	T15459
WHITE DIXIE BUTTERPEA LIMA BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20411	274
WHITE DIXIE BUTTERPEA LIMA BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20412	372
WHITE ICICLE SHORT TOP RADISH	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/14/2004	27	20678	A496001
WILLOW LEAF LIMA BEAN	GRO SOUTH MONTGOMERY AL	11/18/2003	12/15/2003	27	20405	204
YUCHI ARROWLEAF CLOVER	AGRILANCE AFC DOTHAN, AL	1/22/2004	2/18/2004	27	21054	Y6-1-AC-10
YUCHI ARROWLEAF CLOVER	AGRILANCE AFC DOTHAN, AL	1/22/2004	2/18/2004	27	21062	W6-2-AL-1
YUCHI ARROWLEAF CLOVER	AGRILANCE - AFC DECATUR AL	10/16/2003	11/12/2003	27	20154	W6-1-AL-1003
YUCHI ARROWLEAF CLOVER	AGRILANCE - AFC DECATUR AL	10/16/2003	11/12/2003	27	20155	Y6-1-AC-10
YUCHI ARROWLEAF CLOVER	AGRILANCE - AFC DECATUR AL	10/16/2003	11/12/2003	27	20156	W6-2-AL-1
ALL TOP HYBRID TURNIP	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20708	9185100
ALL TOP HYBRID TURNIP	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20715	A460101
ALLSWEET WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20648	00142
ANAHEIM TMR 23 PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20630	E6745
AUSTRIAN WINTER FIELD PEAS	RED FOX DOTHAN AL	10/22/2003	11/17/2003	26	20214	33147-AWP
BIG MAX PUMPKIN	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20718	16340
BLACK BEAUTY EGGPLANT	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20732	Y6067
BUSH JUBILEE WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20646	WVMO1103
CA. WONDER 300 TMR PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20659	C6773
CAYENE LONG RED PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20728	E6708
CAYENNE LONG RED THIN PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20628	E6749
CERT. POTOMAC ORCHARDGRASS	PETES FEED & SEED SYLACAUGA AL	12/17/2003	1/12/2004	26	20622	B22-2-0619
CONNECTICUT FIELD PUMPKIN	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20719	16128
DESERT KING WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20649	2401
FLORIDA MARKET EGGPLANT	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20733	PO132
HOMESTEAD TOMATO	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20668	PO121
JUST RIGHT HYBRID TURNIP	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20676	8011KA01U9
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/10/2003	11/5/2003	26	20091	320174GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/12/2003	26	20166	221048GR-GS
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/12/2003	26	20167	221043GR-MD
KY 31 TALL FESCUE	FAITHWAY FEED GUNTERSVILLE AL	10/17/2003	11/12/2003	26	20175	84
KY 31 TALL FESCUE	FAITHWAY FEED GUNTERSVILLE AL	12/11/2003	1/6/2004	26	20581	132
KY 31 TALL FESCUE	SEGREST SEED CO. SLOCOMB AL	11/19/2003	12/15/2003	26	20414	L114-2-301
LEAFY 60 HYBRID PEARL MILLET(75-95% HYBRID)	RACINE'S FEED & GARDEN SUPPLY ROBERTSDALE	1/15/2004	2/10/2004	26	20972	3452 B-2
LEGACY PVP WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20647	24389
MARSHALL ANNUAL RYEGRASS	PETTIT FARM SUPPLY, BLOUNTSVILLE AL	10/22/2003	11/17/2003	26	20144	L185-3-28PM
O.P. HICKORY KING (WHITE) CORN	DILLARDS FEED MILL TALLASSEE AL	11/20/2003	12/16/2003	26	20427	880
PENNLEAF HYBRID PEARL MILLET	WILLIAMS & SON FEED, SEED GOODWATER AL	12/17/2003	1/12/2004	26	20625	3552 I
PINKYE PURPLEHULL BVD SOUTHERNPEA	SIKES FEED & SEED OPELIKA AL	11/20/2003	12/16/2003	26	20432	8690-5
RED CHILI ANAHEIM PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20658	89931
RED CHERRY SMALL TOMATO	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20662	H5203
ROYAL CREST HYBRID TURNIP	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20717	E677101
SNOWBALL IMPROVED CAULIFLOWER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20656	Y6085
TOKYO HYBRID CROSS TURNIP	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20675	4011KA11U9
TOP BUNCH HYBRID COLLARD	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20716	E735101
TOPPER HYBRID TURNIP	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20709	A071101
TRUCKER'S FAVORITE (WHITE) CORN	DILLARDS FEED MILL TALLASSEE AL	11/20/2003	12/16/2003	26	20425	154
TRUCKER'S FAVORITE (YELLOW) CORN	DILLARDS FEED MILL TALLASSEE AL	11/20/2003	12/16/2003	26	20426	157
VATES COLLARDS	SEGREST SEED CO. SLOCOMB AL	11/19/2003	12/15/2003	26	20413	9155000
WATERS TOMATO	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20669	K3134
YOLO WONDER PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/13/2004	26	20730	K3099
A U JUBILANT WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20645	24430
A U PRODUCER PVP WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20636	16381
ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	10/27/2003	25	20018	L96-3-A14A
ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	10/27/2003	25	20020	L96-3-A13A
BLACK DIAMOND WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20634	Y6236
CHARLESTON GREY WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20635	16117
COMMODORE IMPROVED GARDEN BEAN	GRO SOUTH MONTGOMERY AL	11/21/2003	12/16/2003	25	20435	515033
CONGO WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20632	C6527
CRIMSON SWEET WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20642	15926
CUSHAW GREEN STRIPED PUMPKIN	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20673	15877
GREEN SPROUTING CALABRESE BROCCOLI	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20683	Y6136
GULF ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	10/27/2003	25	20017	L5-3-GR30D
GULF ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	10/27/2003	25	20021	L10-2-88G
GULF ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	10/27/2003	25	20025	L2-3-3A
GULF ANNUAL RYEGRASS	AGRILANCE - AFC DECATUR AL	10/2/2003	10/27/2003	25	20026	L73-3-21GA
HOWDEN PUMPKIN	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20671	16544
HOWDEN PUMPKIN	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20674	16211
JALAPENO M PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20734	Y6255
JUBILEE 11 WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20643	12647
JUBILEE WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20650	T3163
KOBE STRIATE LESPEDEZA	PIEDMONT FERTILIZER CO OPELIKA AL	11/20/2003	12/15/2003	25	20429	MS-506
LUMINA PVP PUMPKIN	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20639	16406
MAGNUM PERENNIAL RYEGRASS BLEND	DALE FARM CO OP OZARK, AL	10/9/2003	11/3/2003	25	20081	B28-9-MAG106

**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
MAMMOTH GOLD PUMPKIN	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20672	C6774
NEW ENGLAND SMALL SUGAR PUMPKIN	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20670	16413
OSCEOLA LADINO CLOVER	DALE FARM CO OP OZARK, AL	10/9/2003	1/13/2003	25	20083	OOP-8126-1
PEREDOVIK TYPE SUNFLOWER	TALEECON FARMERS COOP NOTASULGA, AL	1/8/2004	2/2/2004	25	20911	8951
SUGAR BABY WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20633	16146
SUGAR BABY WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20638	10366
SWEET BANANA PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20640	31162
TENDERSWEET ORANGE WATERMELON	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/12/2004	25	20637	Y6239
W.G.F. SORGHUM	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	2/2/2004	25	20834	10113
WGF SORGHUM	CLEMMONS & HAMMER KILLEN, AL	1/8/2004	2/2/2004	25	20898	393T
WGF SORGHUM	CLEMMONS & HAMMER KILLEN, AL	1/8/2004	2/2/2004	25	20899	394T
WGF SORGHUM	CLEMMONS & HAMMER KILLEN, AL	1/8/2004	2/2/2004	25	20900	399T
WGF SORGHUM	CLEMMONS & HAMMER KILLEN, AL	1/8/2004	2/2/2004	25	20901	396T
(HULLED) BERMUDAGRASS	DAN'S HARDWARE & SUPPLY PHENIX CITY, AL	1/12/2004	2/5/2004	24	20926	672111
CANGREEN LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/21/2003	12/15/2003	24	20439	376
GEORGIA SOUTHERN COLLARDS	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/16/2004	24	20810	L111-1-CC
GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/10/2003	11/3/2003	24	20087	B5-3-HG8
GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/10/2003	11/3/2003	24	20088	B5-3-HG1
GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/10/2003	11/3/2003	24	20089	B-5-3-DG1
GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/10/2003	11/3/2003	24	20090	B5-3-HG-5
JACKSON WONDER LIMA BEANS	GRO SOUTH MONTGOMERY AL	11/21/2003	12/15/2003	24	20440	322
KENTUCKY 31 TALL FESCUE	HARVEST FEED MILL HARVEST AL	12/23/2003	1/16/2004	24	20784	109023-P
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/10/2003	11/3/2003	24	20092	320176GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/10/2003	11/3/2003	24	20094	320136GGR
RANCHERO FRIO BLEND BERMUDAGRASS	WHITLEY FEED & FARM SUPPLY ALTOONA, AL	1/12/2004	2/5/2004	24	20935	11715
SUGAR GRAZE II HYBRID SORGHUM SUDANGRASS	AGRILANCE - AFC DECATUR AL	12/23/2003	1/16/2004	24	20782	742A
THOROGREEN LIMA BEAN	GRO SOUTH MONTGOMERY AL	11/21/2003	12/15/2003	24	20437	375
THOROGREEN LIMA BEAN	GRO SOUTH MONTGOMERY AL	11/21/2003	12/15/2003	24	20438	446000-989410
WHITE PROSSO MILLET	DEEP SOUTH SUPPLY PO BOX 321 HURTSBORO, AL	1/13/2004	2/6/2004	24	20942	0103
AOSCA CERT. AGS 2000 WHEAT	HELENA CHEMICAL CO. SUMMERDALE AL	12/22/2003	1/14/2004	23	20735	341
HULLED BERMUDAGRASS	DEEP SOUTH SUPPLY PO BOX 321 HURTSBORO, AL	1/13/2004	2/5/2004	23	20943	9183
KENTUCKY 31 TALL FESCUE	AGRILANCE - AFC DECATUR AL	10/15/2003	11/7/2003	23	20121	MS03-010
KOBE STRIATE LESPEDEZA	AGRILANCE-AFC DECATUR AL	10/28/2003	11/20/2003	23	20229	T-20434
ALASKA GARDEN PEA	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/16/2003	22	20450	57-205-393
AR CERT. COKER 9803 WHEAT	AGRILANCE - AFC DECATUR AL	10/28/2003	11/19/2003	22	20241	357
BLUELAKE 274 GARDEN BEANS	RACINE'S FEED & GARDEN SUPPLY ROBERTSDALE	1/15/2004	2/6/2004	22	20971	301105
CERT. MISSISSIPPE PINKEYE SOUTHERNPEA	ELBERTA FARMERS CO-OP ELBERTA AL	1/15/2004	2/6/2004	22	20968	F1190B/02A-8539
CERT. MISSISSIPPI PINKEYE SOUTHERNPEA	RACINE'S FEED & GARDEN SUPPLY ROBERTSDALE	1/15/2004	2/6/2004	22	20969	F1140A/02A-8539
CLEMSON SPINELESS OKRA	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/14/2004	22	20812	9102
DK54 HYBRID GRAIN SORGHUM	ATMORE TRUCKERS ATMORE, AL	1/29/2004	2/20/2004	22	21122	1752ETPAY
FLORIDA BROADLEAF MUSTARD	M&L FEED & SEED PHENIX CITY, AL	1/15/2004	2/6/2004	22	20947	065-1127-OF
FORDHOOK 242 LIMA BEANS	TUCKER FARM CENTER FRISCO CITY AL	1/15/2004	2/6/2004	22	20965	336
GIANT SOUTHERN CURLED MUSTARD	M&L FEED & SEED PHENIX CITY, AL	1/15/2004	2/6/2004	22	20948	10480
GOLDEN CROSS BANTAM SWEET HYBRID CORN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/20/2004	22	21150	118-20-511-21
GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/30/2003	11/21/2003	22	20276	P3-3-34
JACKSON WONDER LIMA BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/29/2004	22	20846	322
KENTUCKY 31 TALL FESCUE	AGRILANCE - AFC DECATUR AL	1/22/2004	2/13/2004	22	21076	3-143
KENTUCKY 31 TALL FESCUE	AGRILANCE - AFC DECATUR AL	10/16/2003	11/7/2003	22	20147	2107B
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	1/22/2004	2/13/2004	22	21097	30243GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	1/22/2004	2/13/2004	22	21098	30304GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	1/22/2004	2/13/2004	22	21099	30305GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	1/22/2004	2/13/2004	22	21100	30244GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	1/22/2004	2/13/2004	22	21101	30294GGR
OR CERT. POTOMAC ORCHARDGRASS	FAITHWAY FEED GUNTERVILLE AL	10/28/2003	11/19/2003	22	20225	L10-3-69
PINTO SEED	SEED SOUTH DOTHAN AL	1/7/2004	1/29/2004	22	20886	52-368-035
RATTLESNAKE POLE GARDEN BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/29/2004	22	20850	301185
RED PINTO BEANS	GARRISON FARM & HOME THORSBY AL	12/22/2003	1/13/2004	22	20746	0013
SADANDY COWPEAS	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/13/2004	22	20743	8075
SOUTHERN GIANT CURLED MUSTARD	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/16/2003	22	20457	C3357
TRUCKERS FAVORITE WHITE CORN	KELLY SEED CO INC. HARTFORD, AL	1/29/2004	2/20/2004	22	21160	543
TRUCKERS FAVORITE YELLOW CORN	KELLY SEED CO INC. HARTFORD, AL	1/29/2004	2/20/2004	22	21161	545
W G F SORGHUM	AGRILANCE AFC DOTHAN AL	1/29/2004	2/20/2004	22	21170	397-T
WREN'S ABRUZZI RYE	AGRILANCE - AFC DECATUR AL	10/28/2003	11/19/2003	22	20246	MSF-0311
47324 SOYBEAN	MADISON COUNTY COOP HAZELGREEN AL	2/4/2004	2/25/2004	21	21184	IL 50
48164 SOYBEAN	MADISON COUNTY COOP HAZELGREEN AL	2/4/2004	2/25/2004	21	21185	IK 37
944VVW889 SOYBEAN	MADISON COUNTY COOP HAZELGREEN AL	2/4/2004	2/25/2004	21	21186	PA 27
94B74 SOYBEAN	SOUTHERN STATES ARAB, AL	2/4/2004	2/25/2004	21	21213	W3MCL11012-00-0208
94M40 SOYBEANS	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/25/2004	21	21191	W3QUE11011-00-0052
BLACK OIL F-2 HYBRID SUNFLOWER	TRIPLE "T" FEED & SEED ALEXANDER CITY AL	12/23/2003	1/13/2004	21	20758	8944
BLACK OIL SUNFLOWER	FLOYD'S FEED & SEED DADEVILLE AL	12/23/2003	1/13/2004	21	20761	TI-318
BLUE LAKE POLE GARDEN BEANS	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20802	301171
BUSH BLUE LAKE 274 GARDEN BEAN	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20844	56-118-574
CANGREEN LIMA BEANS	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/12/2004	21	20741	334-2
CANGREEN LIMA BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20848	376
CERT. MISSISSIPPI SILVER SOUTHERNPEA	ATMORE TRUCKERS ATMORE, AL	1/15/2004	2/5/2004	21	20985	F1161/02A-7796
CLEMSON SPINELESS 80 OKRA	WHITLEY FEED & FARM SUPPLY ALTOONA, AL	1/12/2004	2/2/2004	21	20933	10397
COKER 227 OATS	EUFULA FARM SUPPLY EUFAULA AL	10/22/2003	11/12/2003	21	20210	17803
COMMODORE IMP. BUSH BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20842	54-120-392
CONTENDER GARDEN BEAN	FLOYD'S FEED & SEED DADEVILLE AL	12/23/2003	1/13/2004	21	20764	75349



(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
DIXIELEE SOUTHERNPEA	ATMORE TRUCKERS ATMORE, AL	1/15/2004	2/5/2004	21	20986	8123
DP 4690 RR SOYBEAN	AGRILIANCE - AFC DECATUR AL	2/4/2004	2/25/2004	21	21177	4690R-P282
DP 4690RR SOYBEAN	AGRILIANCE - AFC DECATUR AL	2/4/2004	2/25/2004	21	21178	4690R-P281
DP 5414RR SOYBEAN	AGRILIANCE - AFC DECATUR AL	2/4/2004	2/25/2004	21	21180	5414R-S204
DP 5915 RR SOYBEAN	AGRILIANCE - AFC DECATUR AL	2/4/2004	2/25/2004	21	21179	5915R-S134
DP 5989 SOYBEAN	AGRILIANCE - AFC DECATUR AL	2/4/2004	2/25/2004	21	21181	5989-S050
DWARF ESSEX RAPE	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20446	32099-R
FESCUE/ ORCHARDGRASS MIXTURE	UNIVERSAL SEED & SUPPLY B-HAM AL	11/25/2003	12/16/2003	21	20481	MS02-043
FESCUE/ ORCHARDGRASS MIXTURE	UNIVERSAL SEED & SUPPLY B-HAM AL	11/25/2003	12/16/2003	21	20482	MS02-042
FLORIDA BROADLEAF INDIA MUSTARD	SEGREST SEED CO. SLOCOMB AL	10/14/2003	11/4/2003	21	20105	A449002
FLORIDA BUTTER LIMA BEANS	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/12/2004	21	20742	265
FLORIDA BUTTER LIMA BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20847	265
FLORIDA SPECKLED LIMA BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20443	00490
FORDHOOK 242 LIMA BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20791	336
FORDHOOK BUSH LIMA BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20792	288
GEORGIA COLLARDS	TRIPLE "T" FEED & SEED ALEXANDER CITY AL	12/23/2003	1/13/2004	21	20757	J069000
GEORGIA SOUTHERN COLLARDS	FARMERS EXCHANGE BREWTON AL	1/15/2004	2/5/2004	21	20951	89904
GREEN ARROW GREEN PEA	ATMORE TRUCKERS ATMORE, AL	1/15/2004	2/5/2004	21	20987	3280202
GULF ANNUAL RYEGRASS	EUFALA FARM SUPPLY EUFAULA AL	10/22/2003	11/12/2003	21	20209	L5-1-GR19A
GULF ANNUAL RYEGRASS	RACINE'S FEED & GARDEN SUPPLY ROBERTSDALE	10/22/2003	11/12/2003	21	20195	B14-3-G11
GULF ANNUAL RYEGRASS	RACINE'S FEED & GARDEN SUPPLY ROBERTSDALE	10/22/2003	11/12/2003	21	20196	B14-3-G20
HALF RUNNER WHITE GARDEN BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20838	56-170-446
HENDERSON BUSH LIMA BEANS	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/12/2004	21	20745	370
HENDERSON LIMA BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20449	E2160
HENDERSON LIMA BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20442	F2104
HULLED COMMON BERMUDA GRASS	AGRILIANCE AFC DOTHAN, AL	1/22/2004	2/12/2004	21	21063	AC583H
HULLED BERMUDAGRASS	DOWN TO EARTH BREWTON AL	1/15/2004	2/5/2004	21	20956	B02034
HYBRID KANDY KORN EHFI SWEET CORN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/16/2003	21	20495	644045
HYBRID SILVER KING SWEET CORN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/16/2003	21	20494	NC0084MR
HYBRID SILVER QUEEN F1 SWEET CORN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/16/2003	21	20492	NC1174-LF
HYBRID SILVER QUEEN G90 F1 SWEET CORN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/16/2003	21	20493	NC1185LR
JACKSON WONDER LIMA BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20452	0409-872
JACKSON WONDER LIMA BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20788	515333
JACKSON WONDER LIMA BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20789	325
JACKSON WONDER LIMA BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20845	325
KENTUCKY 125 BUSH GARDEN BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20836	TG-1200
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	2/4/2004	2/25/2004	21	21271	30170GR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/30/2003	11/20/2003	21	20266	2-497
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/30/2003	11/20/2003	21	20270	2-533
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/30/2003	11/20/2003	21	20272	2-585
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/30/2003	11/20/2003	21	20273	2-528
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/7/2003	21	20161	30AV23
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/7/2003	21	20162	30AV22
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/7/2003	21	20164	320206GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/7/2003	21	20165	320259GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/7/2003	21	20168	221042GR-MD
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/7/2003	21	20169	30176GGR
KENTUCKY 31 TALL FESCUE	SEED SOUTH DOTHAN, AL	12/8/2003	12/29/2003	21	20550	GCB3-023
KENTUCKY 31 TALL FESCUE (plain)	PENNINGTON SEED INC CULLMAN AL	10/22/2003	11/12/2003	21	20181	30AV21
KENTUCKY 31 TALL FESCUE (plain)	PENNINGTON SEED INC CULLMAN AL	10/22/2003	11/12/2003	21	20182	30AV20
KENTUCKY WONDER GARDEN BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20800	1070-95589
LADY COWPEA	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/12/2004	21	20740	8134-8
LADY SOUTHERNPEA	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/16/2003	21	20490	1288-7-7-8
LADY SOUTHERNPEA	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	2/5/2004	21	20995	1288-7
MARSHALL ANNUAL RYEGRASS	AGRILIANCE - AFC DECATUR AL	11/25/2003	12/16/2003	21	20472	L16-3-A25M
MIXED IRON & CLAY COWPEAS	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	2/5/2004	21	21000	17
NEMAGREEN LIMA BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20849	374
PEREDOVIK TYPE SUNFLOWER	AGRILIANCE - AFC DECATUR AL	12/23/2003	1/13/2004	21	20771	8973
PIONEER 30F34 CORN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20458	W1ST011077-00
PURPLE TOP WHITE GLOBE TURNIP	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20441	10728
RATTLESNAKE (POLE) GARDEN BEAN	RANDOLPH FARMERS COOP WEDOWEE, AL	1/16/2004	2/6/2004	21	21028	301185
RATTLESNAKE (POLE) GARDEN BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20801	301185
ROMA II GARDEN BEAN	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20869	1580251
SIEVA POLE LIMA BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20456	323
SIEVA POLE LIMA BEAN	GREENSBORO CO-OP GREENSBORO, AL	1/16/2004	2/6/2004	21	21024	157
SSCA CERT. HUTCHESON SOYBEANS	BRAGG FARMS TONEY AL	2/4/2004	2/25/2004	21	21206	101
SSCA CERT. HUTCHESON SOYBEANS	BRAGG FARMS TONEY AL	2/4/2004	2/25/2004	21	21207	102
SSCA CERT. HUTCHESON SOYBEANS	BRAGG FARMS TONEY AL	2/4/2004	2/25/2004	21	21208	103
SSCA CERT. HUTCHESON SOYBEANS	BRAGG FARMS TONEY AL	2/4/2004	2/25/2004	21	21209	104
ST4892BR COTTON	UAP MADISON AL	12/23/2003	1/13/2004	21	20768	AM3G2073
ST4892BR COTTON	UAP MADISON AL	12/23/2003	1/13/2004	21	20769	AM3G 1122
ST4892BR COTTON	UAP MADISON AL	12/23/2003	1/13/2004	21	20770	AM3G1123
STONEVILLE ST4892BR COTTON	UAP MADISON AL	12/23/2003	1/13/2004	21	20766	AM3G2072
STONEVILLE ST4892BR COTTON	UAP MADISON AL	12/23/2003	1/13/2004	21	20767	AM3G2074
STRIKE GARDEN BEANS	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20840	184727
STRIPED HALF RUNNER BUSH GARDEN BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20799	06403401
TEXAS CREAM 40 COWPEAS	MURPHY'S OUTDOOR & HARDWARE URIAH, AL	1/15/2004	2/5/2004	21	20989	8244
THOMAS LAXTON GARDEN PEA	ATMORE TRUCKERS ATMORE, AL	1/15/2004	2/5/2004	21	20988	102701
THOROGREEN BUSH LIMA BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/13/2004	21	20793	446000989410



**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
THOROGREEN LIMA BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20444	750-R/S
THOROGREEN LIMA BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20455	335
W. G. F. SORGHUM	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	2/4/2004	2/25/2004	21	21239	483
W. G. F. SORGHUM	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	2/4/2004	2/25/2004	21	21241	484
W. G. F. SORGHUM	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	2/4/2004	2/25/2004	21	21247	485
W. G. F. SORGHUM	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	2/4/2004	2/25/2004	21	21238	482
WGF SORGHUM	FARMERS CO-OP LEROY, AL	1/16/2004	2/6/2004	21	21021	397-T
WHITE ACRE SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/25/2004	21	21216	03-8946
WHITE DIXIE BUTTERPEA LIMA BEAN	SEED SOUTH DOTHAN AL	1/7/2004	1/28/2004	21	20851	274
WHITE DIXIE LIMA BEAN	FARMER'S FEED SERVICE WETUMPKA AL	11/24/2003	12/15/2003	21	20451	F2221
WILLOW LEAF LIMA BEAN	GREENSBORO CO-OP GREENSBORO, AL	1/16/2004	2/6/2004	21	21025	204
YUCHI ARROWLEAF CLOVER	PENNINGTON SEED INC CULLMAN AL	10/22/2003	11/12/2003	21	20177	W6-2-AL-1
ZIPPER CREAM COWPEA	FEED & FARM SUPPLY GEORGIANNA AL	12/22/2003	1/12/2004	21	20739	8114-5
26R24 WHEAT	AGRILIANE - AFC DECATUR AL	11/25/2003	12/15/2003	20	20466	26R24
26R38 WHEAT	AGRILIANE - AFC DECATUR AL	11/25/2003	12/15/2003	20	20469	UG147
26R38 WHEAT	AGRILIANE - AFC DECATUR AL	11/25/2003	12/15/2003	20	20470	U98YC015
83G66 GRAIN SORGHUM SEED	CHARLES W. COOPER, PO BOX 487, LOXLEY AL	1/29/2004	2/18/2004	20	21118	289320
AGS 2000 WHEAT	AGRILIANE-AFC DECATUR AL	11/25/2003	12/15/2003	20	20485	341
ALDERMAN GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21015	6002-80319
AOCA CERT. TIFLEAF 3 HYBRID PEARL MILLET	ATMORE TRUCKERS ATMORE, AL	1/29/2004	2/18/2004	20	21120	5132K
AOCA CERT. TIFLEAF-3 HYBRID PEARL MILLET	ATMORE TRUCKERS ATMORE, AL	1/29/2004	2/18/2004	20	21119	782-1
AOSCA CERT. 26R61 WHEAT	ELBERTA FARMERS CO-OP PO 700 ELBERTA AL	12/2/2003	12/22/2003	20	20509	U98YC009
AR.CERT. COKER 9663 WHEAT	AGRILIANE-AFC DECATUR AL	11/25/2003	12/15/2003	20	20484	2-63-1537
AUSTRIAN WINTER FIELD PEA	FAITHWAY FEED GUNTERSVILLE AL	10/28/2003	11/17/2003	20	20228	T-20930
AUSTRIAN WINTER FIELD PEAS	PENNINGTON SEED CO CULLMAN AL	10/28/2003	11/17/2003	20	20251	33148-AWP
BLACK OIL (Peredovik Type) SUNFLOWERS	AGSOUTH, INC 13995 HWY 10 FITZPATRICK, AL	1/13/2004	2/2/2004	20	20939	T3-113
BROWNTOP MILLET	ATMORE TRUCKERS ATMORE, AL	1/29/2004	2/18/2004	20	21125	BF-9
CANGREEN LIMA BEAN	THE FEED LOT PIKE RD AL	12/2/2003	12/22/2003	20	20519	446000-989410
CCIA CERT. MISSISSIPPI PINKEYE COWPEA	THE FEED LOT PIKE RD AL	12/2/2003	12/22/2003	20	20511	F1140B/02A8539
CERT. ZIPPERCREAM COWPEA	THE FEED LOT PIKE RD AL	12/2/2003	12/22/2003	20	20526	2181-04
CLEMSON 80 OKRA	THE FEED LOT PIKE RD AL	12/2/2003	12/22/2003	20	20521	2010
CONTENDER BUSH BEAN	FLOYD'S FEED & SEED DADEVILLE AL	12/23/2003	1/12/2004	20	20763	0065-75319
CONTENDER GARDEN BEAN	B W CAPPS & SON OPELIKA, AL	1/9/2004	1/29/2004	20	20924	75349
CONTENDER GARDEN BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20798	11502169
DOVE PROSO MILLET	SEGREST SEED CO. SLOCOMB AL	10/14/2003	11/3/2003	20	20107	4
DWARF TAYLOR HORTICULTURE GARDEN BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20797	301217
EARLY ALASKA GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21006	1209087
ELBON RYE	HARVEST FEED MILL HARVEST AL	11/25/2003	12/15/2003	20	20480	2796
FFR321 DR HYBRID GRAIN SORGHUM	RANDOLPH FARMERS COOP WEDOWEE, AL	1/16/2004	2/5/2004	20	21032	10144
FLORIDA SPECKLED LIMA BEAN	CHILTON CO FEED & SEED CLANTON AL	11/25/2003	12/15/2003	20	20499	00490
FLORIDA SPECKLED LIMA GARDEN BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20785	BIN
GREEN ARROW GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21007	3280371
GREEN ARROW GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21008	3280202
GREEN ARROW GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21009	3280371
GULF ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/25/2003	12/15/2003	20	20464	B41-03W-252G
GULF ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/25/2003	12/15/2003	20	20465	L141-3-G30
GULF ANNUAL RYEGRASS	AGRILIANE-AFC DECATUR AL	11/25/2003	12/15/2003	20	20488	L4-3-67G
HENDERSON LIMA BEANS	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20787	301191
HENDERSON BUSH LIMA BEANS	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20786	370
HENDERSON LIMA BEAN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/15/2003	20	20505	F2104
JACKSON WONDER LIMA BEAN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/15/2003	20	20506	F2155
JACKSON WONDER LIMA BEAN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/15/2003	20	20507	E2152
KENTUCKY 31 TALL FESCUE	VALLEY FEED DECATUR AL	10/28/2003	11/17/2003	20	20238	107203-P
KY-31 TALL FESCUE	FAITHWAY FEED GUNTERSVILLE AL	10/28/2003	11/17/2003	20	20226	46
LITTLE MARVEL GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21005	3370374
MARSHALL ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/25/2003	12/15/2003	20	20471	L75-3-23
MISSISSIPPI PINKEYE SOUTHERNPEA	THE FEED LOT PIKE RD AL	12/2/2003	12/22/2003	20	20512	F1190C/02A-8539
MISSISSIPPI SILVER COWPEA	TRIPLE "T" FEED & SEED ALEXANDER CITY AL	12/23/2003	1/12/2004	20	20756	D2116
MS. CERT. COKER 9663 WHEAT	AGRILIANE - AFC DECATUR AL	11/25/2003	12/15/2003	20	20467	CKK96633020
MS. CERT. COKER 9663 WHEAT	AGRILIANE - AFC DECATUR AL	11/25/2003	12/15/2003	20	20468	CKK96633021
OREGON SUGAR POD 11 GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21014	3727
PENNGRAZER TALL FESCUE	THE FEED LOT PIKE RD AL	12/2/2003	12/22/2003	20	20513	L141-1-F19
SESAME	THE FEED LOT PIKE RD AL	12/2/2003	12/22/2003	20	20516	SPI-660
SESAME	THE FEED LOT PIKE RD AL	12/2/2003	12/22/2003	20	20517	FL-1
SIEVA POLE LIMA BEAN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/15/2003	20	20504	366
SORGHUM ALMUM	KIRK & SON ORRVILLE AL	1/29/2004	2/18/2004	20	21165	CH02
SPECKLED DIXIE BP LIMA BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20796	280
SS535 WHEAT	SOUTHERN STATES CO-OP ATHENS AL	11/25/2003	12/15/2003	20	20462	6512-100FF
SUGAR ANN GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21013	3582246
SUGAR GRAZE II HYBRID SORGHUM SUDANGRASS	ELBERTA FARMERS CO-OP ELBERTA AL	1/29/2004	2/18/2004	20	21128	742 A
SUGAR GRAZE ULTRA SORGO HYBRID SUDANGRASS	KELLY SEED CO INC. HARTFORD, AL	1/16/2004	2/5/2004	20	21003	4402 K
SUGAR SNAP GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21011	111118
THOMAS LAXTON GARDEN PEA	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21012	102701
THOROGREEN GARDEN BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20794	515312
THOROGREEN LIMA BEAN	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/15/2003	20	20491	375
TN CERT. JACKSON WHEAT	AGRILIANE - AFC DECATUR AL	10/2/2003	10/22/2003	20	20027	12336
TOP CROP BUSH GARDEN BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20803	301154
USA CERT. SOUTHERN STATES 76-30 OATS	AGRILIANE - AFC DECATUR AL	10/2/2003	10/22/2003	20	20016	6430-4NE
VATES COLLARDS	CHILTON COUNTY FEED & SEED CLANTON AL	11/25/2003	12/15/2003	20	20501	7072-10130

**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
W.G.F. SORGHUM	M.L. AWBREY INC. ROANOKE, AL	1/21/2004	2/10/2004	20	21036	10113
WGF SORGHUM	KELLY SEED CO INC. HARTFORD, AL	1/16/2004	2/5/2004	20	21004	8002 K
WHITE DIXIE BUTTERPEA LIMA BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20795	515266
WILLET WONDER GARDEN PEAS	SEGREST SEED CO. SLOCOMB, AL	1/16/2004	2/5/2004	20	21010	111105
WILLOW LEAF LIMA BEAN	UNIVERSAL SEED SUPPLY B-HAM AL	12/23/2003	1/12/2004	20	20790	204
(UNHULLED) BERMUDAGRASS	B W CAPPS & SON OPELIKA, AL	1/9/2004	1/28/2004	19	20919	2221110H
AUSTRIAN WINTER FIELD PEA	AGRILIANE - AFC DECATUR AL	10/15/2003	11/3/2003	19	20130	33161-AWP
BIBB LETTUCE	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/6/2004	19	20657	T3146
BLUE LAKE 274 BUSH GARDEN BEAN	B W CAPPS & SON OPELIKA, AL	1/9/2004	1/28/2004	19	20925	1040201
BROWNTOP MILLET	FARMERS FEED & SUPPLY MONTGOMERY AL	12/10/2003	12/29/2003	19	20573	1955
BROWNTOP MILLET	FARMERS FEED & SUPPLY MONTGOMERY AL	12/10/2003	12/29/2003	19	20574	1956
CITATION OATS	FAITHWAY FEED GUNTERSVILLE AL	10/2/2003	10/21/2003	19	20012	T-21207
COKER 227 OATS	AGRILIANE - AFC DECATUR AL	10/2/2003	10/21/2003	19	20015	17803
COKER 227 OATS	SOUTHERN STATES ARAB, AL	10/2/2003	10/21/2003	19	20009	8505
CONTENDER GARDEN BEAN	B W CAPPS & SON OPELIKA, AL	1/9/2004	1/28/2004	19	20915	1073351
DIXIE RESEEDING CRIMSON CLOVER	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/10/2004	19	21051	W6-1-CC-9
DIXIE RESEEDING CRIMSON CLOVER	PENNINGTON SEED INC CULLMAN AL	10/17/2003	11/5/2003	19	20170	W8-3-CC-352
DWARF ESSEX RAPESEED	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/10/2004	19	21050	33149-RAP
EK 102 WHEAT	AGRILIANE - AFC DECATUR AL	10/2/2003	10/21/2003	19	20014	03-M003
ELBON RYE	AGRILIANE - AFC DECATUR AL	10/2/2003	10/21/2003	19	20024	2796
ELBON RYE	FAITHWAY FEED GUNTERSVILLE AL	10/2/2003	10/21/2003	19	20011	7187
GULF ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	10/15/2003	11/3/2003	19	20129	L89-03-13
GULF ANNUAL RYEGRASS	C. T. GARVIN SEED & FEED HUNTSVILLE, AL	10/15/2003	11/3/2003	19	20113	L51-2-GL1
GULF ANNUAL RYEGRASS	C. T. GARVIN SEED & FEED HUNTSVILLE, AL	10/15/2003	11/3/2003	19	20114	L172-3-G15
HUIA WHITE CLOVER	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/10/2004	19	21059	L73-2-WC13
HUNGARIAN HOT WAX PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/6/2004	19	20631	E6770
KENTUCKY 31 TALL FESCUE	C. T. GARVIN SEED & FEED HUNTSVILLE, AL	10/15/2003	11/3/2003	19	20111	2-563
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN, AL	10/15/2003	11/3/2003	19	20132	30202GGR
LA804 OATS	AGRILIANE - AFC DECATUR AL	10/2/2003	10/21/2003	19	20028	GF503-03
NEXUS PERNNIAL RYEGRASS	UNIVERSAL SEED & SUPPLY B-HAM AL	10/15/2003	11/3/2003	19	20131	L12-2-89B
PENNGRAIN DR HYBRID GRAIN SORGHUM	B W CAPPS & SON OPELIKA, AL	1/9/2004	1/28/2004	19	20921	10148
PURPLE TOP WHITE GLOBE TURNIP	WHITLEY FEED & FARM SUPPLY ALTOONA, AL	1/4/2004	1/23/2004	19	20931	10635
SSCA CERT. COKER 9025 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/21/2003	19	20006	402
SSCA CERT. COKER 9025 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/21/2003	19	20007	403
SSCA CERT. COKER 9025 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/21/2003	19	20008	401
SSCA CERT. SALUDA WHEAT	CLEMMONS & HAMMER KILLEN, AL	10/3/2003	10/22/2003	19	20038	359
SUGAR GRAZE II HYBRID SORGHUM SUDANGRASS	LAWRENCE CO. EXCHANGE MOULTON, AL	1/22/2004	2/10/2004	19	21071	742
SUMMERGRAZER III HYBRID SORGHUM SUDANGRASS	WAVERLY FEED WAVERLY, AL	1/22/2004	2/10/2004	19	21040	351 C
SWEET BANANA PEPPER	SEGREST SEED CO. SLOCOMB AL	12/18/2003	1/6/2004	19	20629	E6747
T.C.I. A. - SALUDA WHEAT	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	10/3/2003	10/22/2003	19	20041	376
T.C.I. A. - SALUDA WHEAT	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	10/3/2003	10/22/2003	19	20040	375
T.C.I.A. CHARTER WHEAT	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	10/3/2003	10/22/2003	19	20037	354
T.C.I.A. SAVAGE WHEAT	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	10/3/2003	10/22/2003	19	20035	352
T.C.I.A. SAVAGE WHEAT	CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN	10/3/2003	10/22/2003	19	20036	353L
TN CERT. JACKSON WHEAT	FAITHWAY FEED GUNTERSVILLE AL	10/2/2003	10/21/2003	19	20013	12326
AGS 2000 WHEAT	UAP MADISON MADISON, AL	10/3/2003	10/21/2003	18	20032	339
CERT. DWARF GREEN LONG POD OKRA	TUCKER FARM CENTER FRISCO CITY AL	1/15/2004	2/2/2004	18	20961	4204
DIXIE RESEEDING CRIMSON CLOVER	DAN'S HARDWARE & SUPPLY PHENIX CITY, AL	10/9/2003	10/27/2003	18	20069	W8-2-CC215
ELBON RYE	AGRILIANE - AFC DECATUR AL	10/16/2003	11/3/2003	18	20148	LSC-4603
GA. MITCHELL OATS	RED FOX DOTHAN, AL	10/6/2003	10/24/2003	18	20049	310
GEORGIA MITCHELL OATS	CD'S FEED & SEED ABBEVILLE, AL	10/6/2003	10/24/2003	18	20064	K.L.86
GULF ANNUAL RYEGRASS	ELBERTA FARMERS CO-OP ELBERTA AL	10/9/2003	10/27/2003	18	20074	L104-2-36G
GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/30/2003	11/17/2003	18	20274	P71-3-GF-5
GULF ANNUAL RYEGRASS	ST. ELMO FEED ST. ELMO, AL	10/9/2003	10/27/2003	18	20073	B29-2-22LG
JACKSON ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	10/16/2003	11/3/2003	18	20160	L2-3-5N
KENTUCKY 31 TALL FESCUE	AGRILIANE - AFC DECATUR AL	10/30/2003	11/17/2003	18	20283	4A3-561
KENTUCKY 31 TALL FESCUE	AGRILIANE - AFC DECATUR AL	10/30/2003	11/17/2003	18	20285	2-600
KENTUCKY 31 TALL FESCUE	FAITHWAY FEED GUNTERSVILLE AL	12/11/2003	12/29/2003	18	20576	T-21475
KY-31 TALL FESCUE	SOUTHERN STATES STORES ONEONTA, AL	10/30/2003	11/17/2003	18	20256	S3805
PIONEER 26R24 WHEAT	UAP MADISON MADISON, AL	10/3/2003	10/21/2003	18	20031	U98YC019
SHOGGIN TURNIP	TUCKER FARM CENTER FRISCO CITY AL	1/15/2004	2/2/2004	18	20962	A472000
SOUTHERN GIANT CURL MUSTARD	AGRILIANE - AFC DECATUR AL	10/16/2003	11/3/2003	18	20153	L111-3-KSG1
SS 501 HYBRID PEARL MILLET	SOUTHERN STATES DANVILLE AL	2/8/2004	2/26/2004	18	21250	7422 C
TEXAS CERT. TAMO 397 OATS	AGRILIANE - AFC DECATUR AL	10/16/2003	11/3/2003	18	20152	32094
WHITE EGG TURNIP	FARMERS EXCHANGE BREWTON AL	1/15/2004	2/2/2004	18	20952	91335
WHITE EGG TURNIP	M&L FEED & SEED PHENIX CITY, AL	1/15/2004	2/2/2004	18	20949	8426000
WHITE EGG TURNIP	TUCKER FARM CENTER FRISCO CITY AL	1/15/2004	2/2/2004	18	20964	8426000
WRENS ABRUZZI RYE	UAP MADISON MADISON, AL	10/3/2003	10/21/2003	18	20030	BSRW-3-2
CLEMSON SPINELESS OKRA	RANDOLPH FARMERS COOP WEDOWEE, AL	1/16/2004	2/2/2004	17	21029	10397
GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE AL	11/14/2003	12/1/2003	17	20332	L124-3-6G
GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE AL	10/17/2003	11/3/2003	17	20172	L106-3-3GA
GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE AL	10/17/2003	11/3/2003	17	20173	L106-3-3GB
GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE AL	10/17/2003	11/3/2003	17	20174	L106-3-3GC
GULF ANNUAL RYEGRASS	SOUTHERN STATES CULLMAN, AL	10/17/2003	11/3/2003	17	20171	L35-3-6201
JACKSON ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/14/2003	12/1/2003	17	20326	LA17-3-3R
JACKSON ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/14/2003	12/1/2003	17	20327	LA17-3-3
JUMBO TETRAPLOID ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/14/2003	12/1/2003	17	20338	L45-3-11-J
JUMBO TETRAPLOID ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/14/2003	12/1/2003	17	20339	L10-3-22A
JUMBO TETRAPLOID ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/14/2003	12/1/2003	17	20340	L43-3-12J



(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
JUMBO TETRAPLOID ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	11/14/2003	12/1/2003	17	20341	L101-3-25J
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	11/14/2003	12/1/2003	17	20346	30AV10
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	11/14/2003	12/1/2003	17	20347	30AV34
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	11/14/2003	12/1/2003	17	20348	320153GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	11/14/2003	12/1/2003	17	20349	320202GGR
MIXED IRON & CLAY COWPEAS	SOUTHERN STATES DANVILLE AL	2/8/2004	2/25/2004	17	21252	9
N.C. REG. COKER 9835 WHEAT	BRAGG FARMS TONEY AL	11/14/2003	12/1/2003	17	20329	613-3501
PIONEER 3154 HYBRID CORN	RANDOLPH FARMERS COOP WEDOWEE, AL	1/16/2004	2/2/2004	17	21030	3154-N005
SS 800 HYBRID GRAIN SUDAN SORGHUM	SOUTHERN STATES DANVILLE AL	2/8/2004	2/25/2004	17	21249	SS26124
SSCA FOUNDATION JACKSON WHEAT	BRAGG FARMS TONEY AL	11/14/2003	12/1/2003	17	20330	302
WEEPING LOVEGRASS	B W CAPPS & SON OPELIKA, AL	1/9/2004	1/26/2004	17	20920	SPI-932
3055 HYBRID FIELD CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/23/2004	16	20870	P17FAG
BLUE LAKE 274 BUSH BEAN	WHITLEY FEED & FARM SUPPLY ALTOONA, AL	1/12/2004	1/28/2004	16	20934	56-118-153
BOB OATS	PIKE FARM CO-OP BRUNDIDGE, AL	10/6/2003	10/22/2003	16	20062	T-13
BOB OATS	PIKE FARM CO-OP TROY, AL	10/6/2003	10/22/2003	16	20057	T-14
DWARF ESSEX RAPE	SEED SOUTH DOTHAN AL	1/7/2004	1/23/2004	16	20835	T-21117
IRON & CLAY COWPEAS	PENNINGTON SEED INC. CULLMAN AL	2/4/2004	2/20/2004	16	21210	111
IRON CLAY MIXED SOUTHERN PEAS	M.L. AWBREY INC. ROANOKE, AL	1/21/2004	2/6/2004	16	21034	A.H.1
KENTUCKY 31 TALL FESCUE	C. T. GARVIN SEED & FEED HUNTSVILLE, AL	2/4/2004	2/20/2004	16	21190	SS-39-03
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	2/4/2004	2/20/2004	16	21227	30357GR
MANCAN BUCKWHEAT	PENNINGTON SEED INC. CULLMAN AL	2/4/2004	2/20/2004	16	21212	9140
SUGAR SNAP GARDEN PEA	SEED SOUTH DOTHAN AL	1/7/2004	1/23/2004	16	20863	35803759
THOMAS LAXTON PEAS	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/20/2004	16	21200	245-03-101
TOP PICK PINKEYE SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/20/2004	16	21225	G1108
(HULLED) BERMUDAGRASS	M.L. AWBREY INC. ROANOKE, AL	1/21/2004	2/5/2004	15	21037	132113
AFC 20-20 RYE	PIKE FARM CO-OP BRUNDIDGE, AL	10/6/2003	10/21/2003	15	20063	AFC-03-2003
ALUM SORGHUM	DEEP SOUTH SUPPLY PO BOX 321 HURTSBORO, AL	1/13/2004	1/28/2004	15	20940	CH02
AOSCA CERT. 2684 WHEAT	AGRILIANE - AFC DECATUR AL	10/28/2003	11/12/2003	15	20243	U98YC012
AOSCA CERT. 26R38 WHEAT	UAP SOUTHEAST; 6830 WEST HWY 134; HEADLAND	10/6/2003	10/21/2003	15	20042	UE151
AR. CERT. AGS2485 WHEAT	AGRILIANE - AFC DECATUR AL	10/28/2003	11/12/2003	15	20244	349
BLACK CROWDER SOUTHERNPEA	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/6/2004	15	21104	8591-5
BLUE LAKE 274 BUSH GARDEN BEAN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/13/2004	15	21136	1040203
BOB OATS	DAN'S HARDWARE & SUPPLY PHENIX CITY, AL	10/9/2003	10/24/2003	15	20068	G50-1092A
BRIDGETON LIMA BEANS	KELLY SEED CO INC. HARTFORD, AL	1/29/2004	2/13/2004	15	21157	377
CANGREEN GARDEN LIMA BEAN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/13/2004	15	21134	515311
CANGREEN LIMA BEANS	H. A. VAUGHN SEED STORE TUSKEGEE, AL	1/22/2004	2/6/2004	15	21047	376
CANGREEN LIMA BEANS	H. A. VAUGHN SEED STORE TUSKEGEE, AL	1/22/2004	2/6/2004	15	21048	222
CANGREEN LIMA BEANS	KELLY SEED CO INC. HARTFORD, AL	1/29/2004	2/13/2004	15	21156	376
COKER 277 OATS	RED FOX DOTHAN, AL	10/6/2003	10/21/2003	15	20050	OP43
COLLOSSUS COWPEA	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/6/2004	15	21107	COLOS-01-001
DIXIE CRIMSON CLOVER	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/6/2004	15	21049	Y3-3-504
DIXIE CRIMSON CLOVER	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/6/2004	15	21061	Y3-3-505
DIXIE RESEEDING CLOVER	FARMERS COOP ASHFORD AL	1/29/2004	2/13/2004	15	21171	T-21515
ELBON RYE	AGRILIANE - AFC DECATUR AL	10/28/2003	11/12/2003	15	20242	2799
ELBON RYE	AGRILIANE - AFC, LLC DECATUR AL	10/28/2003	11/12/2003	15	20233	BSRE-3-5
ELBON RYE	SEED SOUTH DOTHAN, AL	10/6/2003	10/21/2003	15	20053	LSC-6203
ELBON RYE	UAP SOUTHEAST KINSTON, AL	10/9/2003	10/24/2003	15	20078	BSRE-3-9
ELBON RYE	VALLEY FEED DECATUR AL	10/28/2003	11/12/2003	15	20239	2779
FLORIDA BROADLEAF MUSTARD	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/6/2004	15	21055	91812
FLORIDA BROADLEAF MUSTARD	AGRILIANE - AFC DECATUR AL	1/22/2004	2/6/2004	15	21095	W8049
GA. MITCHELL OATS	RED FOX DOTHAN, AL	10/6/2003	10/21/2003	15	20047	309
GA. MITCHELL OATS	RED FOX DOTHAN, AL	10/6/2003	10/21/2003	15	20048	311
GULF ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	10/28/2003	11/12/2003	15	20247	L92-3-5G
GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE AL	10/28/2003	11/12/2003	15	20224	L2-3-8L
HARRISON OATS	AGRILIANE - AFC DECATUR AL	10/28/2003	11/12/2003	15	20245	T0311
HENDERSON BUSH LIMA BEANS	H. A. VAUGHN SEED STORE TUSKEGEE, AL	1/22/2004	2/6/2004	15	21046	370
HULLED BERMUDA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/2/2003	15	20391	B02034
IRON & CLAY COWPEAS	AGRILIANE AFC DOTHAN AL	1/29/2004	2/13/2004	15	21168	6
IRON & CLAY COWPEAS	AGRILIANE AFC DOTHAN AL	1/29/2004	2/13/2004	15	21169	11
IRON & CLAY COWPEAS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/13/2004	15	21163	20
IRON & CLAY COWPEAS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/13/2004	15	21164	2
IRON CLAY MIXED COWPEAS	M.L. AWBREY INC. ROANOKE, AL	1/21/2004	2/5/2004	15	21035	159
KENTUCKY WONDER BROWN GARDEN BEANS	SEED SOUTH DOTHAN AL	1/22/2004	2/6/2004	15	20843	213
MARSHALL ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	10/28/2003	11/12/2003	15	20248	L185-3-48PM
MARSHALL ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	10/28/2003	11/12/2003	15	20249	L16-3-A23M
MARSHALL ANNUAL RYEGRASS	VALLEY FEED DECATUR AL	10/28/2003	11/12/2003	15	20237	L57-3-17M
MIXED IRON & CLAY COWPEAS	AGRILIANE - AFC DECATUR AL	1/22/2004	2/6/2004	15	21073	16
MIXED IRON & CLAY COWPEAS	AGRILIANE - AFC DECATUR AL	1/22/2004	2/6/2004	15	21074	14
MIXED IRON & CLAY COWPEAS	AGRILIANE - AFC DECATUR AL	1/22/2004	2/6/2004	15	21072	18
NEMAGREEN LIMA BEAN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/13/2004	15	21147	330
PENNLEAF HYBRID PEARL MILLET	LAWRENCE CO. EXCHANGE MOULTON, AL	1/22/2004	2/6/2004	15	21070	3552 I
RATTLESNAKE (POLE) ROUND GARDEN BEANS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/13/2004	15	21138	301185
RED RIPPER COWPEAS	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/6/2004	15	21102	207
SSCA CERT. SALUDA WHEAT	RED FOX DOTHAN, AL	10/6/2003	10/21/2003	15	20046	332
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21298	106
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21299	107
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21300	108
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21301	109
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21302	110

**SAMPLES TAKEN – October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21303	111
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21304	112
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21305	113
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21306	114
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21307	105
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21308	115
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21309	216
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21310	217
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21311	218
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21312	219
SSCA REG. HUTCHESON SOYBEAN	BRAGG FARMS TONEY AL	2/10/2004	2/25/2004	15	21313	220
ST 4892 BR COTTON	AGRILIANE - AFC DECATUR AL	1/22/2004	2/6/2004	15	21080	AM 3G1121
ST 4892 BR COTTON	AGRILIANE - AFC DECATUR AL	1/22/2004	2/6/2004	15	21079	AM 3G1120
SUMMERGRAZER III SORGHUM HYBRID SUDANGRASS	M.L. AVBREY INC. ROANOKE, AL	1/21/2004	2/5/2004	15	21039	352 A
TENDERGREEN IMPROVED GARDEN BEAN	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/6/2004	15	21109	17402659
TENDERGREEN MUSTARD	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/6/2004	15	21053	L111-0-DTM
WHITE DIXIE BUTTERPEA LIMA BEANS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/13/2004	15	21144	372
WILLOW LEAF LIMA BEANS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/13/2004	15	21142	204
WRENS ABRUZZI RYE	HENDRICKS FARM SUPPLY TROY, AL.	10/6/2003	10/21/2003	15	20056	03126
WRENS ABRUZZI RYE	PIKE FARM CO-OP BRUNDIDGE, AL.	10/6/2003	10/21/2003	15	20060	F-20
WRENS ABRUZZI RYE	PIKE FARM CO-OP BRUNDIDGE, AL.	10/6/2003	10/21/2003	15	20061	M-6
WRENS ABRUZZI RYE	SEED SOUTH DOTHAN, AL.	10/6/2003	10/21/2003	15	20051	LSC-5403
WRENS ABRUZZI RYE	SEED SOUTH DOTHAN, AL.	10/6/2003	10/21/2003	15	20052	LSC-3303
3167 HYBRID FIELD CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21093	B3STJ11000-88
31G66 HYBRID FIELD CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21092	W3WOR11010-00
31G98 HYBRID FIELD CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21091	W3WOR11005-99
8119RR HYBRID FIELD CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21089	JJ26
8230IT HYBRID FIELD CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21087	OP05
8285RR HYBRID FIELD CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21090	916H
83G66 GRAIN SORGHUM	CLAY COUNTY EXCHANGE INC. LINEVILLE, AL	1/14/2004	1/28/2004	14	20945	212829
8467RR HYBRID FIELD CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21086	5ROT
8487YG1RR HYBRID FIELD CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21088	BW36
ALDERMAN GARDEN PEA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20867	6002-30319
AMERICAN PURPLE TOP RUTABAGA	MONTGOMERY SEED & SUPPLY CO MONTG, AL.	12/8/2003	12/22/2003	14	20542	K307-2
AMERICAN PURPLETOP RUTABAGA	GRO SOUTH MONTGOMERY AL	11/17/2003	12/1/2003	14	20388	A229000
BIG BOY SOUTHERN PEAS COWPEAS	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/5/2004	14	21108	1282
BLOOMSDALE SAVOY SPINACH	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/5/2004	14	21110	91342
BLUE LAKE 274 BUSH GARDEN BEAN	H. A. VAUGHN SEED STORE TUSKEGEE, AL	1/22/2004	2/5/2004	14	21044	1040201
BLUELAKES FM-I POLE BEAN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/18/2004	14	21197	515246
BLUELAKES FM-I POLE BEAN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/18/2004	14	21198	1
BLUELAKES FM-I POLE BEAN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/18/2004	14	21199	010-03-201
BRIDGETON LIMA BEANS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/12/2004	14	21140	377
BUSH KENTUCKY 125 GARDEN BEANS	FRANKLIN FARM SUPPLY BAY MINETTE, AL	1/15/2004	1/29/2004	14	20980	659970
C T PINKEYE PURPLEHULL SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21223	03-8947
CALIFORNIA BLACK EYE #5 SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21221	03-8896-8
CANGREEN BUSH LIMA BEAN	THE FEED LOT PIKE RD AL	12/2/2003	12/16/2003	14	20525	289
CHAMPION SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21222	03-8872-7-8
CLEMSON 80 OKRA	MONTGOMERY SEED & SUPPLY CO MONTG, AL.	12/8/2003	12/22/2003	14	20536	2010
CLEMSON 80 OKRA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20858	2010
CT PINKEYE PURPLEHULL SOUTHERNPEA	LAWRENCE CO. EXCHANGE MOULTON, AL	1/22/2004	2/5/2004	14	21068	8213
CURLED LEAF MUSTARD	THE FEED LOT PIKE RD AL	12/2/2003	12/16/2003	14	20522	L111-1-DSGC
DP451BRR COTTON	AGRILIANE MADISON AL	2/4/2004	2/18/2004	14	21284	896-S-2169-21H
EARLY ALASKA GARDEN PEA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20864	209B11
EARLY ALASKA GARDEN PEAS	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20865	109010
ELBON RYE	MADISON COUNTY COOP HAZELGREEN AL	10/22/2003	11/5/2003	14	20183	LSC-2103
ELBON RYE	SEED SOUTH DOTHAN AL	10/22/2003	11/5/2003	14	20207	03192
EMERALD GREEN VELVERT OKRA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20856	4160
FLORIDA BUTTER LIMA BEANS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/12/2004	14	21143	265
GA. GORE WHEAT	RED FOX DOTHAN AL	10/22/2003	11/5/2003	14	20218	KD-1
GEORGIA COLLARDS	MONTGOMERY SEED & SUPPLY CO MONTG, AL.	12/8/2003	12/22/2003	14	20540	JO69000
GEORGIA SOUTHERN COLLARDS	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/5/2004	14	21058	L111-1-CC
GOLDEN QUEEN F1 HYBRID SWEET CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20880	NC0026LF
GOLDEN QUEEN HYBRID SWEET CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21082	NC 1154 LF
GOLDEN QUEEN HYBRID SWEET CORN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/22/2003	14	20564	NC9073LF
GREEN ARROW GARDEN PEA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20860	3280371
GREEN ARROW GARDEN PEA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20861	191101
GULF ANNUAL RYEGRASS	SEED SOUTH DOTHAN, AL	12/8/2003	12/22/2003	14	20553	L104-3-21G
GULF ANNUAL RYEGRASS	SEED SOUTH DOTHAN, AL	12/8/2003	12/22/2003	14	20554	L29-3-632
GULF ANNUAL RYEGRASS	SEED SOUTH DOTHAN, AL	12/8/2003	12/22/2003	14	20555	L29-3-633
HENDERSON BUSH LIMA BEAN	THE FEED LOT PIKE RD AL	12/2/2003	12/16/2003	14	20527	283
HENDERSON BUSH LIMA BEAN	THE FEED LOT PIKE RD AL	12/2/2003	12/16/2003	14	20520	370
HICKORY KING WHITE O.P. CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20878	881
JACKSON WONDER BUSH LIMA BEAN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/22/2003	14	20566	301192
JACKSON WONDER LIMA BEANS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/12/2004	14	21135	322
JARVIS YELLOW OP CORN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/22/2003	14	20559	172
KANDY KORN EHFI HYB. SWEET CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20882	NC1166DLF
KENTUCKY 125 BUSH GARDEN BEAN	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	1/29/2004	14	20994	505049
KENTUCKY WONDER POLE GARDEN BEAN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/22/2003	14	20568	301180
LITTLE MARVEL GARDEN PEA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20859	181873



**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
MERIT HYB. SWEET CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20879	346025
MEXICAN JUNE O.P. CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20877	188
MISSISSIPPI PURPLE SOUTHERNPEA	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/5/2004	14	21106	7935
MORRIS HEADING COLLARDS	MONTGOMERY SEED & SUPPLY CO MONTG, AL.	12/8/2003	12/22/2003	14	20538	91145
NC REG. COKER 9663 WHEAT	BRAGG FARMS TONEY AL	10/22/2003	11/5/2003	14	20186	6F3-3008B
NEMAGREEN LIMA BEAN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/12/2004	14	21148	374
PEACHES & CREAM HYB. SWEET CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20881	NC1203LF
PINKEYE PURPLEHULL BVR SOUTHERNPEA	THE FEED LOT PIKE RD AL	12/2/2003	12/16/2003	14	20510	8690-5
PURPLE TOP TURNIPS	MONTGOMERY SEED & SUPPLY CO MONTG, AL.	12/8/2003	12/22/2003	14	20543	L111-2-OPT1
QUICKPICK PINKEYE SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21214	03-9022-5
RATTLESNAKE POLE BEAN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/18/2004	14	21205	1115-41349
ROMA II BUSH BEANS	OLD TYME FEED FAIRHOPE, AL	1/15/2004	1/29/2004	14	20977	072-03-902
ROMA II GARDEN BEAN	KELLY SEED CO INC. HARTFORD, AL	1/29/2004	2/12/2004	14	21158	1580243
ROMA II TOMATO	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/18/2004	14	21192	825-R1
SADANDY SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21217	03-8986
SIEVA LIMA BEANS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/12/2004	14	21141	366
SIEVA POLE LIMA BEAN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/18/2004	14	21201	40-01
SILVER KING F1 HYBRID SWEET CORN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/12/2004	14	21151	NC71332MR
SILVER KING HYBRID SWEET CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21085	NC 2200 MF
SILVER KING HYBRID SWEET CORN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/22/2003	14	20569	650623
SILVER QUEEN F1 HYBRID SWEET CORN	LAWRENCE CO. EXCHANGE MOULTON, AL	1/22/2004	2/5/2004	14	21069	870422
SILVER QUEEN F1 HYBRID SWEET CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20875	NC1179MR
SILVER QUEEN HYBRID SWEET CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21081	NC 3286 LF
ST4793 R COTTON	AGRILIANE MADISON AL	2/4/2004	2/18/2004	14	21280	A02G2134
ST4793R COTTON	AGRILIANE MADISON AL	2/4/2004	2/18/2004	14	21283	A02G2141
ST4793R COTTON	AGRILIANE MADISON AL	2/4/2004	2/18/2004	14	21286	A02U1211
ST4892BR COTTON	HELENA CHEMICAL TANNER AL	2/4/2004	2/18/2004	14	21253	AM 3 G 2104
ST4892R COTTON	AGRILIANE MADISON AL	2/4/2004	2/18/2004	14	21285	AM2G1155
ST5303 R COTTON	AGRILIANE MADISON AL	2/4/2004	2/18/2004	14	21281	AC2G1200
ST5599BR COTTON	HELENA CHEMICAL TANNER AL	2/4/2004	2/18/2004	14	21254	AJ 3 G 1089
SUGAR SNAP GARDEN PEA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20862	111121
SUMMERGRAZER III HYBRID SORGHUM SUDANGRASS	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	1/16/2004	14	20824	352-E
SUREGROW 521 R COTTON	AGRILIANE MADISON AL	2/4/2004	2/18/2004	14	21282	428E-1213-2
SWEET G 90 HYBRID SWEET CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21084	NC 3296 LR
SWEET G 90 HYBRID SWEET CORN	AGRILIANE - AFC DECATUR AL	1/22/2004	2/5/2004	14	21083	NC 3294 LF
TENDERGREEN IMPROVED GARDEN BEAN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/12/2004	14	21139	17402659
TENDERGREEN IMPROVED GARDEN BEANS	KELLY SEED CO INC. HARTFORD, AL	1/29/2004	2/12/2004	14	21159	301144
TENNESSEE WHITE CROWDER COWPEA	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/5/2004	14	21105	F2186
TEXAS CREAM 12 SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21215	03-8847
TEXAS CREAM 40 SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21218	03-8901
TEXAS CREAM 8 SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21219	03-8924
THOMAS LAXTON GARDEN PEAS	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20868	102701
THOROGREEN LIMA BEANS	GRAND BAY FEED GRAND BAY AL	1/15/2004	1/29/2004	14	20976	294116
TRUCKER'S FAVORITE (WHITE) O.P. CORN	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20876	162
TRUCKERS FAVORITE (YELLOW) OP CORN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/22/2003	14	20557	168
TRUCKER'S FAVORITE O.P. WHITE CORN	THE FEED LOT PIKE RD AL	12/2/2003	12/16/2003	14	20528	162
TRUCKERS FAVORITE WHITE OP CORN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/22/2003	14	20558	163
WANDO GARDEN PEA	SEED SOUTH DOTHAN AL	1/7/2004	1/21/2004	14	20866	0030-570
WHITE DIXIE BUTTERPEA LIMA BEAN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/22/2003	14	20560	F2221
WHITE DIXIE BUTTERPEA LIMA BEANS	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/12/2004	14	21145	515266
WINTERGRAZER 70 RYE	PENNINGTON SEED INC CULLMAN AL	10/22/2003	11/5/2003	14	20179	WG70-06-03
WINTERGRAZER 70 RYE	PENNINGTON SEED INC CULLMAN AL	10/22/2003	11/5/2003	14	20180	WG70-05-03
ZIPPER CREAM SOUTHERN PEA	UNIVERSAL SEED & SUPPLY B-HAM AL	1/22/2004	2/5/2004	14	21103	8115-5
ZIPPER CREAM SOUTHERNPEA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/18/2004	14	21220	03-8855-5
(HULLED) BERMUDAGRASS	SIKES FEED & SEED OPELIKA AL	11/20/2003	12/3/2003	13	20431	10991
49403 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20281	1DKG4807
49403 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20282	1DKG4806
AGS 2000 WHEAT	HELENA CHEM TANNER, AL	10/30/2003	11/12/2003	13	20260	340
AOSCA AGS 2000 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20279	340
AOSCA CERT. 2684 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20290	05W3CG1193
AOSCA CERT. 2684 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20287	UG072
AOSCA CERT. 2684 WHEAT	ELBERTA FARMERS CO-OP PO 700 ELBERTA AL	12/2/2003	12/15/2003	13	20508	U98YC012
AOSCA CERT. 26R24 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20289	UG037
AOSCA CERT. AGS 2000 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20284	340
AOSCA CERT. AGS2000 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20280	340
BIG DADDY TETRAPLOID ANNUAL RYEGRASS	SOUTHERN STATES STORES ONEONTA, AL	10/30/2003	11/12/2003	13	20258	L175-3-37BD
BLUE LAKE 274 BUSH GARDEN BEAN	MURPHY'S OUTDOOR & HARDWARE URIAH, AL	1/15/2004	1/28/2004	13	20990	1040203
BOB OATS	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20291	T-12
CANGREEN LIMA BEANS	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	1/28/2004	13	20992	44.6000-989410
COKER 227 OATS	SEED SOUTH DOTHAN, AL	10/9/2003	10/22/2003	13	20085	A-2
COKER 9543 WHEAT	HELENA CHEM TANNER, AL	10/30/2003	11/12/2003	13	20262	1CC9543802
CONTENDER BUSH GARDEN BEAN	ST. ELMO FEED & SEED ST. ELMO, AL	1/15/2004	1/28/2004	13	20973	0065-75319
DIXIE DX 900 WHEAT	HELENA CHEM TANNER, AL	10/30/2003	11/12/2003	13	20261	311100
DIXIE RESEEDING CRIMSON CLOVER	PIEDMONT FERTILIZER CO. OPELIKA AL	10/30/2003	11/12/2003	13	20253	MP-2-DC-2
DIXIE RESEEDING CRIMSON CLOVER	PIEDMONT FERTILIZER CO. OPELIKA AL	10/30/2003	11/12/2003	13	20254	W8-2-CC-215
DIXIE RESEEDING CRIMSON CLOVER	SEGREST SEED CO. SLOCOMB AL	10/14/2003	10/27/2003	13	20106	W8-3-CC-327
EK102 WHEAT	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20286	03-W061
ELBON RYE	CLEMMONS & HAMMER KILLEN, AL	10/3/2003	10/16/2003	13	20039	LSC-1803
GA MITCHELL OATS	AGRILIANE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20301	301



**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
GA MITCHELL OATS	AGRILIANCE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20302	313
GA MITCHELL OATS	AGRILIANCE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20303	302
GA MITCHELL OATS	AGRILIANCE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20304	304
GA MITCHELL OATS	AGRILIANCE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20305	305
GA. CERT. 26R12 WHEAT	HELENA CHEM TANNER, AL	10/30/2003	11/12/2003	13	20263	BB009
GA. CERT. 26R12 WHEAT	HELENA CHEM TANNER, AL	10/30/2003	11/12/2003	13	20264	BB010
GA. CERT. 26R12 WHEAT	HELENA CHEM TANNER, AL	10/30/2003	11/12/2003	13	20265	BB008
GA. MITCHELL OATS	AGRILIANCE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20292	312
GEORGIA COLLARDS	THE FEED LOT PIKE RD AL	12/2/2003	12/15/2003	13	20529	EO-14000
GREEN CROP GARDEN BEANS	RACINE'S FEED & GARDEN SUPPLY ROBERTSDALE	1/15/2004	1/28/2004	13	20970	301124
GULF ANNUAL RYEGRASS	SOUTHERN STATES STORES ONEONTA, AL	10/30/2003	11/12/2003	13	20255	L99-2-89
HASTINGS PROLIFIC WHITE CORN	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	1/21/2004	13	20829	HUMAN-1
HENDERSON BUSH LIMA BEANS	FRANKLIN FARM SUPPLY BAY MINETTE, AL	1/15/2004	1/28/2004	13	20984	283
HENDERSON BUSH LIMA BEANS	JEFF'S FEED & FARM SUPPLY FLOMATION AL	1/15/2004	1/28/2004	13	20958	370
HENDERSON BUSH LIMA BEANS	OLD TYME FEED FAIRHOPE, AL	1/15/2004	1/28/2004	13	20979	370
HENDERSON LIMA BEANS	DOWN TO EARTH BREWTON AL	1/15/2004	1/28/2004	13	20955	294142
ICEBERG LETTUCE	KELLY SEED CO INC HARTFORD AL	2/12/2004	2/25/2004	13	21315	K3221
JACKSON WONDER LIMA BEANS	FRANKLIN FARM SUPPLY BAY MINETTE, AL	1/15/2004	1/28/2004	13	20983	322
JACKSON WONDER LIMA BEANS	DOWN TO EARTH BREWTON AL	1/15/2004	1/28/2004	13	20954	325
JACKSON WONDER LIMA BEANS	JEFF'S FEED & FARM SUPPLY FLOMATION AL	1/15/2004	1/28/2004	13	20957	322
JACKSON WONDER LIMA BEANS	TUCKER FARM CENTER FRISCO CITY AL	1/15/2004	1/28/2004	13	20966	325
KENLAND RED CLOVER	THE FEED LOT PIKE RD AL	12/2/2003	12/15/2003	13	20531	Y3-9-524
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/10/2003	10/23/2003	13	20093	320166GGR
KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN AL	10/10/2003	10/23/2003	13	20095	32100GGR
MERIT HYBRID SWEET CORN	FARMERS EXCHANGE BREWTON, AL	1/15/2004	1/28/2004	13	20950	207066
MERIT HYBRID SWEET CORN	FRANKLIN FARM SUPPLY BAY MINETTE, AL	1/15/2004	1/28/2004	13	20982	207066
MERIT HYBRID SWEET CORN	JEFF'S FEED & FARM SUPPLY FLOMATION AL	1/15/2004	1/28/2004	13	20959	207066
MISSISSIPPE SILVER SOUTHERNPEA	CENTRAL FARM SUPPLY MONROEVILLE AL	2/12/2004	2/25/2004	13	21319	8654-5
MOMMOTH GOLD PUMPKIN	KELLY SEED CO INC HARTFORD AL	2/12/2004	2/25/2004	13	21316	F2343
NEMAGREEN LIMA BEANS	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	1/28/2004	13	20993	330
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/30/2003	11/12/2003	13	20269	L175-3-58PP
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/30/2003	11/12/2003	13	20271	L77-3-A5
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/30/2003	11/12/2003	13	20277	B5-3-BP3
PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN AL	10/30/2003	11/12/2003	13	20278	L175-3-57PP
SHOGGIN TURNIP	THE FEED LOT PIKE RD AL	12/2/2003	12/15/2003	13	20524	A472000
SILVER KING SWEET F1 HYBRID CORN	GRAND BAY FEED GRAND BAY AL	1/15/2004	1/28/2004	13	20974	NC0084LF
SILVER QUEEN F1 HYBRID SWEET CORN	FRANKLIN FARM SUPPLY BAY MINETTE, AL	1/15/2004	1/28/2004	13	20981	NC1205 MR
SILVER QUEEN HYBRID SWEET CORN	TUCKER FARM CENTER FRISCO CITY AL	1/15/2004	1/28/2004	13	20967	NC0512ELF
SR30127J WHEAT	AGRILIANCE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20288	03-W31
SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/15/2003	13	20000	613
SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/15/2003	13	20001	614
SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/15/2003	13	20002	615
SSCA CERT. COKER 9543 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/15/2003	13	20004	512
SSCA CERT. COKER 9543 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/15/2003	13	20005	503
SSCA CERT. COKER 9663 WHEAT	BRAGG FARMS TONEY AL	10/2/2003	10/15/2003	13	20003	202
SUGAR GRAZE II HYBRID SORGHUM SUDANGRASS	CENTRAL FARM SUPPLY ATMORE AL	2/12/2004	2/25/2004	13	21321	222 A
SWEET G-90 HYBRID SWEET CORN	UAP SOUTHEAST ATMORE AL	2/12/2004	2/25/2004	13	21320	NC1186LR
THOROGREEN LIMA BEANS	JEFF'S FEED & FARM SUPPLY FLOMATION AL	1/15/2004	1/28/2004	13	20960	294116
TN CERT. JACKSON WHEAT	SOUTHERN STATES STORES ONEONTA, AL	10/30/2003	11/12/2003	13	20257	12334
WHITE EGG TURNIP	THE FEED LOT PIKE RD AL	12/2/2003	12/15/2003	13	20518	8426000
WRENS ABRUZZI RYE	AGRILIANCE - AFC DECATUR AL	10/30/2003	11/12/2003	13	20294	MSF-0311
101 BLEND WHEAT	ATMORE TRUCKERS ATMORE, AL	10/22/2003	11/3/2003	12	20194	RB0274
49403 WHEAT	GREENSBORO COOP GREENSBORO AL	10/22/2003	11/3/2003	12	20190	1DKG813
AFC 1001 HYBRID PEARL MILLET	ELBERTA FARMERS CO-OP ELBERTA AL	1/29/2004	2/10/2004	12	21127	9640
AFC20-20 RYE	DALE COOP ARITON AL	10/22/2003	11/3/2003	12	20203	AFC-02-2003
AOSCA CERT. 26R38 WHEAT	FARMERS COOP MKT. BOX 187 FRISCO CITY AL	10/22/2003	11/3/2003	12	20197	U98YC015
ARK. CERT. COKER 9152 WHEAT	ESCAMBIA FARM & SEED ATMORE, AL	10/9/2003	10/21/2003	12	20072	DM-3004
ARK. CERT. COKER 9663 WHEAT	ESCAMBIA FARM & SEED ATMORE, AL	10/9/2003	10/21/2003	12	20070	03-W72
ARK. CERT. COKER 9663 WHEAT	ESCAMBIA FARM & SEED ATMORE, AL	10/9/2003	10/21/2003	12	20071	MF-3521
BOB OATS	PETTIT FARM SUPPLY, BLOUNTSVILLE AL	10/22/2003	11/3/2003	12	20143	T-12
DWARF O.P. CORN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/10/2004	12	21153	182
EK102 WHEAT	DALE COOP ARITON AL	10/22/2003	11/3/2003	12	20204	03-W027
EK-102 WHEAT	PENNINGTON SEED INC CULLMAN AL	10/22/2003	11/3/2003	12	20178	03-W058
ELBON RYE	DALE COOP ARITON AL	10/22/2003	11/3/2003	12	20200	LSC-2503
ELBON RYE	GOSHEN CO OP GOSHEN, AL	10/9/2003	10/21/2003	12	20084	205-5
ELBON RYE	HELENA CHEMICAL CO. SUMMERDALE AL	10/22/2003	11/3/2003	12	20193	2798
ELBON RYE	KELLY SEED CO INC. HARTFORD, AL	10/9/2003	10/21/2003	12	20079	3CC-79
ELBON RYE	RED FOX DOTHAN AL	10/22/2003	11/3/2003	12	20219	B-5155
ELBON RYE	UAP SOUTHEAST KINSTON, AL	10/9/2003	10/21/2003	12	20077	BSRE-3-10
ELBON RYE	UAP SOUTHEAST BOX 638 ATMORE AL 36504	10/22/2003	11/3/2003	12	20198	LSC-5703
GA. GORE WHEAT	RED FOX DOTHAN AL	10/22/2003	11/3/2003	12	20217	JSG-6
HULLED SERALA SERICEA LESPEDeza	DILLARDS FEED MILL TALLASSEE AL	11/20/2003	12/2/2003	12	20424	MSF.MH-0144
INDIAN ORNAMENTAL O.P. CORN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/10/2004	12	21152	179
MATON RYE	DALE COOP ARITON AL	10/22/2003	11/3/2003	12	20199	LSC-2603
MEXICAN JUME OPEN POLLINATED CORN	SEGREST SEED CO SLOCOMB AL	1/29/2004	2/10/2004	12	21149	188
MF-B17 HYBRID CORN	AGRILIANCE AFC DOTHAN AL	1/29/2004	2/10/2004	12	21167	L343008
MIXED IRON & CLAY COWPEAS	BARTL FARMS; 14821 CO RD 91; ELBERTA AL	1/29/2004	2/10/2004	12	21129	NA
NC REG. COKER 9663 WHEAT	BRAGG FARMS TONEY AL	10/22/2003	11/3/2003	12	20185	613-3301B
NC REG. COKER 9184 WHEAT	BRAGG FARMS TONEY AL	10/22/2003	11/3/2003	12	20189	613-3108B

**SAMPLES TAKEN – October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
NC REG. COKER 9863 WHEAT	BRAGG FARMS TONEY AL	10/22/2003	11/3/2003	12	20187 6F3-3007B	
NC REG. COKER 9803 WHEAT	BRAGG FARMS TONEY AL	10/22/2003	11/3/2003	12	20184 613-34043	
NC REG. COKER 9835 WHEAT	BRAGG FARMS TONEY AL	10/22/2003	11/3/2003	12	20188 613-3501	
PENCIL COB O.P. CORN	SEGREEST SEED CO SLOCOMB AL	1/29/2004	2/10/2004	12	21155 165	
PENINGRAIN DR HYBRID GRAIN SORGHUM	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	1/14/2004	12	20822 10148	
PEREDOVIK TYPE SUNFLOWER	AGRILIANE - AFC LLC DOTHAN AL	1/29/2004	2/10/2004	12	21166 8973	
SC CERT. COKER 820 OAT	RED FOX DOTHAN AL	10/22/2003	11/3/2003	12	20216 BRM25	
SC CERT. COKER 820 OATS	RED FOX DOTHAN AL	10/22/2003	11/3/2003	12	20215 BRM24	
SHOGGIN TURNIP	SEGREEST SEED CO SLOCOMB AL	10/22/2003	11/3/2003	12	20192 3121	
SOUTH AMERICAN POPCORN O.P. CORN	SEGREEST SEED CO SLOCOMB AL	1/29/2004	2/10/2004	12	21154 183	
STRIKE BUSH BEAN	SEGREEST SEED CO SLOCOMB AL	1/29/2004	2/10/2004	12	21137 071-03-201	
TN. CERT. JACKSON WHEAT	FARMERS CO OP MKT. FRISCO CITY, AL	10/9/2003	10/21/2003	12	20076 12336	
TRUCKER'S FAVORITE WHITE CORN	B W CAPPS & SON OPELIKA, AL	1/9/2004	1/21/2004	12	20916 162	
WRENS ABRUZZI RYE	UAP SOUTHEAST ATMORE, AL	10/9/2003	10/21/2003	12	20075 BSRW-3-1	
ALL GREEN LIMA BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/11/2003	12/22/2003	11	20588 301234	
ARKANSAS CERT. COKER 9663 WHEAT	ESCAMBIA FARM & SEED ATMORE AL 36502	12/11/2003	12/22/2003	11	20575 03-W71	
DOVE PROSO MILLET	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	1/13/2004	11	20820 809A	
DWARF ESSEX RAPESEED	DAN'S HARDWARE & SUPPLY PHENIX CITY, AL	1/12/2004	1/23/2004	11	20928 RP01	
ELBON RYE	AGRILIANE - AFC DECATUR AL	10/16/2003	10/27/2003	11	20146 LSC-5503	
ELBON RYE	KELLY SEED CO INC PO 370 HARTFORD AL 36344	11/6/2003	11/17/2003	11	20307 3CC-83	
GA MITCHELL OATS	AGRILIANE - AFC DECATUR AL	11/14/2003	11/25/2003	11	20343 314	
GA MITCHELL OATS	AGRILIANE - AFC DECATUR AL	11/14/2003	11/25/2003	11	20344 356	
GEORGIA COLLARDS	H. A. VAUGHN SEED STORE TUSKEGEE, AL	1/22/2004	2/2/2004	11	21043 E0 14000	
GOLDEN QUEEN F1 HYBRID SWEET CORN	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	1/26/2004	11	20996 NC9075ZMR	
GOLDEN QUEEN F1 SWEET HYBRID CORN	OLD TYME FEED FAIRHOPE, AL	1/15/2004	1/26/2004	11	20978 NC0026LF	
GULF ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	12/11/2003	12/22/2003	11	20578 L4-3-10G	
GULF ANNUAL RYEGRASS	AGRILIANE - AFC DECATUR AL	12/11/2003	12/22/2003	11	20579 L4-2-109G	
GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE AL	12/11/2003	12/22/2003	11	20577 L178-3-6G	
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC CULLMAN AL	12/11/2003	12/22/2003	11	20583 L183-1-34	
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC CULLMAN AL	12/11/2003	12/22/2003	11	20584 L183-3-210	
GULF ANNUAL RYEGRASS	PENNINGTON SEED INC CULLMAN AL	12/11/2003	12/22/2003	11	20585 L183-2-80	
HENDERSON BUSH LIMA BEANS	ELMORE CO EXCHANGE WETUMPKA AL	12/11/2003	12/22/2003	11	20589 370	
HENDERSON LIMA BEANS	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	1/13/2004	11	20819 F2104	
JACKSON WONDER LIMA BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/11/2003	12/22/2003	11	20591 515333	
MANOR COMMON BUCKWHEAT	GRO SOUTH MONTGOMERY AL	11/13/2003	11/24/2003	11	20318 9129	
MERIT HYBRID SWEET CORN	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	1/26/2004	11	20998 346026	
PURPLE TOP TURNIP	AGRILIANE AFC DOTHAN, AL	1/22/2004	2/2/2004	11	21056 L111-2-OPT1	
PURPLE TOP WHITE GLOBE TURNIP	AGRILIANE - AFC DECATUR AL	1/22/2004	2/2/2004	11	21094 W8014	
PURPLE TOP WHITE GLOBE TURNIP	DAN'S HARDWARE & SUPPLY PHENIX CITY, AL	1/12/2004	1/23/2004	11	20929 10629	
PURPLE TOP WHITE GLOBE TURNIP	H. A. VAUGHN SEED STORE TUSKEGEE, AL	1/22/2004	2/2/2004	11	21042 10635	
SILVER QUEEN F1 HYBRID SWEET CORN	GROWERS SUPPLY FRISCO CITY, AL	1/15/2004	1/26/2004	11	20997 NC1174LF	
SILVER QUEEN F1 SWEET HYBRID CORN	GRAND BAY FEED GRAND BAY AL	1/15/2004	1/26/2004	11	20975 NC0512ELF	
SSCA CERT. COKER 9025 WHEAT	BRAGG FARMS TONEY AL	10/10/2003	10/21/2003	11	20098 412	
SSCA CERT. COKER 9025 WHEAT	BRAGG FARMS TONEY AL	10/10/2003	10/21/2003	11	20099 411	
SSCA CERT. COKER 9025 WHEAT	BRAGG FARMS TONEY AL	10/10/2003	10/21/2003	11	20100 404	
SSCA CERT. COKER 9543 WHEAT	BRAGG FARMS TONEY AL	10/10/2003	10/21/2003	11	20101 505	
SSCA CERT. COKER 9663 WHEAT	BRAGG FARMS TONEY AL	10/10/2003	10/21/2003	11	20102 201	
SSCA CERT. COKER 9663 WHEAT	BRAGG FARMS TONEY AL	10/10/2003	10/21/2003	11	20103 209	
SSCA CERT. COKER 9663 WHEAT	BRAGG FARMS TONEY AL	10/10/2003	10/21/2003	11	20104 208	
SSCA CERT. COKER 9803 WHEAT	BRAGG FARMS TONEY AL	10/10/2003	10/21/2003	11	20097 309	
THOROGREEN GARDEN BEAN	ELMORE CO EXCHANGE WETUMPKA AL	12/11/2003	12/22/2003	11	20580 515312	
W.G.F. SORGHUM	CLEMMONS & HAMMER KILLEN, AL	11/14/2003	11/25/2003	11	20350 397-T	
W.G.F. SORGHUM	CLEMMONS & HAMMER KILLEN, AL	11/14/2003	11/25/2003	11	20351 395-T	
W.G.F. SORGHUM	CLEMMONS & HAMMER KILLEN, AL	11/14/2003	11/25/2003	11	20352 398 T	
WHITE EGG TURNIP	H. A. VAUGHN SEED STORE TUSKEGEE, AL	1/22/2004	2/2/2004	11	21045 8426000	
WRENS ABRUZZI RYE	AGRILIANE - AFC DECATUR AL	10/16/2003	10/27/2003	11	20149 03208	
WRENS ABRUZZI RYE	AGRILIANE - AFC DECATUR AL	12/11/2003	12/22/2003	11	20580 T-21490	
WREN'S ABRUZZI RYE	KELLY SEED CO INC PO 370 HARTFORD AL 36344	11/6/2003	11/17/2003	11	20308 03235	
CERT. 26R38 WHEAT	AGRILIANE - AFC DECATUR AL	11/14/2003	11/24/2003	10	20333 UG148	
CERT. 26R38 WHEAT	AGRILIANE - AFC DECATUR AL	11/14/2003	11/24/2003	10	20334 UG146	
DP451 BGRR COTTON	SOUTHERN STATES DANVILLE AL	2/8/2004	2/18/2004	10	21248 696S 2181 U	
EK 102 WHEAT	AGRILIANE - AFC DECATUR AL	11/14/2003	11/24/2003	10	20335 03-W062	
EK 102 WHEAT	PENNINGTON SEED CULLMAN AL	11/14/2003	11/24/2003	10	20345 03-	
HARRISON OATS	RED FOX DOTHAN, AL	10/6/2003	10/16/2003	10	20045 32086	
HENDERSON BUSH LIMA BEANS	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	1/12/2004	10	20817 370	
HYBRID 30F33 FIELD CORN	AGSOUTH, INC 13995 HWY 10 FITZPATRICK, AL	1/13/2004	1/23/2004	10	20937 A1SCZ11003-00	
JACKSON WONDER LIMA BEANS	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	1/12/2004	10	20818 322	
MS CERT. COKER 9663 WHEAT	AGRILIANE - AFC DECATUR AL	11/14/2003	11/24/2003	10	20336 CCK96633011	
MS CERT. COKER 9663 WHEAT	AGRILIANE - AFC DECATUR AL	11/14/2003	11/24/2003	10	20342 CCK96633013	
N.C. REG. COKER 9184 WHEAT	BRAGG FARMS TONEY AL	11/14/2003	11/24/2003	10	20328 613-3108B	
PENNLEAF HYBRID PEARL MILLET	FLOYD'S FEED & SEED DADEVILLE, AL	1/2/2004	1/12/2004	10	20823 3552F	
SSCA FOUNDATION JACKSON WHEAT	BRAGG FARMS TONEY AL	11/14/2003	11/24/2003	10	20331 301	
TN CERT. SALUDA WHEAT	AGRILIANE - AFC DECATUR AL	11/14/2003	11/24/2003	10	20337 379	
32R25 HYBRID CORN	AGRILIANE - AFC DECATUR AL	2/4/2004	2/13/2004	9	21172 Z3WOR11014-00	
36803 WHEAT	AGRILIANE - AFC DECATUR AL	10/15/2003	10/24/2003	9	20117 NE21179	
38158 WHEAT	AGRILIANE - AFC DECATUR AL	10/15/2003	10/24/2003	9	20118 NE21160	
691BT/LL LF-B7 HYBRID CORN	AGRILIANE - AFC DECATUR AL	2/4/2004	2/13/2004	9	21175 E343031	
818RR/BT LR-B2 HYBRID CORN	AGRILIANE - AFC DECATUR AL	2/4/2004	2/13/2004	9	21176 E244554	
8288 HYBRID FIELD CORN	MADISON COUNTY COOP HAZELGREEN AL	2/4/2004	2/13/2004	9	21187 3H4F	



**SAMPLES TAKEN -- October 2003 through February 2004**

(sorted by number of days taken)

NAME GIVEN	SOURCE	DATE REC	REP DATE	# days	LAB #	LOT #
8348 HYBRID FIELD CORN	MADISON COUNTY COOP HAZELGREEN AL	2/4/2004	2/13/2004	9	21188	TU20
8366Bt HYBRID FIELD CORN	MADISON COUNTY COOP HAZELGREEN AL	2/4/2004	2/13/2004	9	21189	PW44
CERT. AGS 2000 WHEAT	AGRILIANE - AFC DECATUR AL	10/15/2003	10/24/2003	9	20122	339
CERT. AGS 2000 WHEAT	AGRILIANE - AFC DECATUR AL	10/15/2003	10/24/2003	9	20123	339
CERT. AGS 2000 WHEAT	AGRILIANE - AFC DECATUR AL	10/15/2003	10/24/2003	9	20116	858
CERT. C 9663 WHEAT	AGRILIANE - AFC DECATUR AL	10/15/2003	10/24/2003	9	20124	17984
CLEMSON SPINELESS 80 OKRA	AGRILIANE - AFC DECATUR AL	2/4/2004	2/13/2004	9	21224	524
DIXIE BUTTERPEA WHITE LIMA BEAN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/13/2004	9	21202	KEL 372
DS822RR MF-B9 HYBRID CORN	AGRILIANE - AFC DECATUR AL	2/4/2004	2/13/2004	9	21173	E245992
DS822RR MR-B3 HYBRID CORN	AGRILIANE - AFC DECATUR AL	2/4/2004	2/13/2004	9	21174	E246992
DWARF HORT. TAYLOR BUSH BEAN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/13/2004	9	21204	3-R1 (026-01-105)
DWARF HORTICULTURE (BUSH) GARDEN BEAN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/13/2004	9	21203	3-R2 (026-01-105)
EDISTO 47 CANTALOUPE	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/13/2004	9	21193	30K72
HARRISON OATS	AGRILIANE - AFC DECATUR AL	10/15/2003	10/24/2003	9	20126	B103-34
MERRIT HYBRID SWEET CORN	WHITLEY FEED & FARM SUPPLY ALTOONA, AL	1/12/2004	1/21/2004	9	20932	93302
NC REG. COKER 9663 WHEAT	BRAGG FARMS TONEY AL	10/15/2003	10/24/2003	9	20110	6F3-30068
ORNAMENTAL POPCORN INDIAN CORN	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/13/2004	9	21195	106-S2
101 BLEND WHEAT	AGRILIANE - AFC DECATUR AL	10/16/2003	10/24/2003	8	20157	RBO274
BLACK OIL (Peredovik Type) SUNFLOWERS	PENNINGTON SEED INC. CULLMAN AL	2/4/2004	2/12/2004	8	21211	4122
BLUE LAKE 274 BUSH GARDEN BEAN	CHANDLER'S FEED & SEED BAY MINETTE, AL	1/29/2004	2/6/2004	8	21117	1040203
CALIFORNIA BLACK EYE COWPEAS	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/16/2003	8	20567	2002MG
CANGREEN GARDEN LIMA BEAN	CHANDLER'S FEED & SEED BAY MINETTE, AL	1/29/2004	2/6/2004	8	21116	515311
CANGREEN LIMA BEANS	ROBERTSDALE FEED STORE ROBERTSDALE	1/29/2004	2/6/2004	8	21114	334
COKER 9663 WHEAT	LIMESTONE COOP ATHENS, AL	10/16/2003	10/24/2003	8	20141	17984
CORONET PURPLEHULL COWPEAS	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/16/2003	8	20563	0S-1
HENDERSON BUSH LIMA BEAN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/16/2003	8	20561	283
MERIT (ASGROW) HYBRID SWEET CORN	CHANDLER'S FEED & SEED BAY MINETTE, AL	1/29/2004	2/6/2004	8	21115	197806 LF
MERIT HYBRID SWEET CORN	ROBERTSDALE FEED STORE ROBERTSDALE	1/29/2004	2/6/2004	8	21113	94851 LF
MERIT HYBRID SWEET CORN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/16/2003	8	20565	93302
NATIONAL PICKLING CUCUMBER	SOUTHERN STATES CULLMAN, AL	2/4/2004	2/12/2004	8	21194	128-S1
RATTLESNAKE POLE GARDEN BEAN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/16/2003	8	20562	57-557*029
REID'S YELLOW DENT OP CORN	SEED PROCESSORS INC WETUMPKA AL 36093	12/8/2003	12/16/2003	8	20556	170
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	1/15/2004	8	20890	MP 110
SSCA CERT. TIFTON 9 BAHIA GRASS	SEED SOUTH DOTHAN AL	1/7/2004	1/15/2004	8	20892	01-108-C-303
T.C.I.A - SALUDA WHEAT	CLEMMONS & HAMMER KILLEN, AL	10/16/2003	10/24/2003	8	20135	374
WRENS ABRUZZI RYE	CLEMMONS & HAMMER KILLEN, AL	10/16/2003	10/24/2003	8	20139	LSC-5403
WRENS ABRUZZI RYE	CLEMMONS & HAMMER KILLEN, AL	10/16/2003	10/24/2003	8	20140	LSC-5303
38206 WHEAT	AGRILIANE - AFC, LLC DECATUR AL	10/28/2003	11/4/2003	7	20232	NE21 172
AOSCA CERT. 26R38 WHEAT	AGRILIANE - AFC, LLC DECATUR AL	10/28/2003	11/4/2003	7	20231	U98YC015
BOB OATS	AGRILIANE - AFC DECATUR AL	10/15/2003	10/22/2003	7	20125	T-13
COKER 227 OATS	ELMORE CO EXCHANGE WETUMPKA AL	10/15/2003	10/22/2003	7	20133	PF819
COKER 227 OATS	ELMORE CO EXCHANGE WETUMPKA AL	10/15/2003	10/22/2003	7	20134	PF819
DWARF ESSEX RAPE	DAN'S HARDWARE & SUPPLY PHENIX CITY, AL	10/9/2003	10/16/2003	7	20066	32099-R
DWARF GREEN LONG POD OKRA	SEED SOUTH DOTHAN AL	1/7/2004	1/14/2004	7	20857	4204
ELBON RYE	AGRILIANE - AFC DECATUR AL	10/16/2003	10/23/2003	7	20145	LSC-4503
ELBON RYE	AGRILIANE - AFC, LLC DECATUR AL	10/28/2003	11/4/2003	7	20230	LSC-6103
ELBON RYEGRASS	UAP MADISON MADISON AL	10/28/2003	11/4/2003	7	20240	LSC-5903
HARRISON OATS	AGRILIANE - AFC DECATUR AL	10/15/2003	10/22/2003	7	20127	B103-33
LA 604 OATS	AGRILIANE - AFC DECATUR AL	10/15/2003	10/22/2003	7	20128	GFS03-3
MAGNUM OATS	PENNINGTON SEED CULLMAN AL	10/30/2003	11/6/2003	7	20267	L165-3-CMO3
PURPLE TOP TURNIP	AGRILIANE - AFC DECATUR AL	10/16/2003	10/23/2003	7	20159	L18-3-202
SIBERIAN DWARF KALE	AGRILIANE - AFC DECATUR AL	10/16/2003	10/23/2003	7	20158	L111-3-VK
SR30-127J WHEAT	AGRILIANE - AFC, LLC DECATUR AL	10/28/2003	11/4/2003	7	20234	03-W31
TN CERT. JACKSON WHEAT	FAITHWAY FEED GUNTERSVILLE AL	10/28/2003	11/4/2003	7	20227	12333
DWARF ESSEX RAPE	DAN'S HARDWARE & SUPPLY PHENIX CITY, AL	10/9/2003	10/15/2003	6	20067	RP01
PENNGRAIN DR HYBRID GRAIN SORGHUM	BAILEY FEED & HARDWARE ALEXANDER CITY, AL	1/8/2004	1/14/2004	6	20828	10148
SILVER KING HYBRID SWEET CORN	ELBERTA FARMERS CO-OP ELBERTA AL	2/12/2004	2/18/2004	6	21317	NC0084LF
SSCA CERT. COKER 9543 WHEAT	BRAGG FARMS TONEY AL	10/15/2003	10/21/2003	6	20108	513
SSCA CERT. COKER 9543 WHEAT	BRAGG FARMS TONEY AL	10/15/2003	10/21/2003	6	20109	504
WRENS ABRUZZI RYE	AGRILIANE - AFC DECATUR AL	10/15/2003	10/21/2003	6	20119	03180
WREN'S ABRUZZI RYE	AGRILIANE - AFC, LLC DECATUR AL	10/28/2003	11/3/2003	6	20235	TPC-67
WREN'S ABRUZZI RYE	KELLY SEED CO INC PO 370 HARTFORD AL 36344	11/6/2003	11/12/2003	6	20306	3CC71
GA. COLLARDS	SEGREST SEED CO SLOCOMB AL	10/22/2003	10/27/2003	5	20191	J089000
GRAZE KING RYE	CLEMMONS & HAMMER KILLEN, AL	10/16/2003	10/21/2003	5	20137	T-20903
WRENS ABRUZZI RYE	AGRILIANE - AFC DECATUR AL	10/15/2003	10/20/2003	5	20120	03179
WRENS ABRUZZI RYE	MURPHREE SEED FARM COLLINSVILLE, AL	10/30/2003	11/4/2003	5	20259	MSF-0312
PATRIOT 912 WHEAT	PETTIT FARM SUPPLY, BLOUNTSVILLE AL	10/22/2003	10/24/2003	2	20142	10

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22.5 AVG. # DAYS

LAB NO	#	LOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	DAYS	
23729		L159M-2-878	CHAMPION GQ PERENNIAL RYEGRASS	AGRI-AFC	MONTGOMERY, AL	9/22/2004	11/3/2004	31
23730		3000	CERT.PRIMO BRAND BLEND BERMUDA	AGRI-AFC	MONTGOMERY, AL	9/22/2004	12/20/2004	64
23731		L159M-3-R30	MAXIMUM POA TRIVIALIS MIXTURE	AGRI-AFC	MONTGOMERY, AL	9/22/2004	11/5/2004	33
23732		B28-3-1036	CHAMPION TURFGRASS MIXTURE	AGRI-AFC	MONTGOMERY, AL	9/22/2004	11/8/2004	34
23733		L159M-2-970	CHAMPION GQ MIXTURE	AGRI-AFC	MONTGOMERY, AL	9/22/2004	11/8/2004	34
23415		L2-4-1	GULF ANNUAL RYEGRASS	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/18/2004	38
23416		L2-4-1A	GULF ANNUAL RYEGRASS	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/18/2004	38
23417		L2-4-2	GULF ANNUAL RYEGRASS	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/18/2004	38
23418		L111-1-CC	GEORGIA SOUTHERN COLLARDS	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/12/2004	34
23419		W6-2-AL-1	YUCHI ARROWLEAF CLOVER	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/29/2004	47
23420		AZN-1980-4	ALFAGRAZE ALFALFA	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/22/2004	42
23421		W6-1-CC-14	DIXIE RESEEDING CRIMSON CLOVER	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/21/2004	41
23422		WG1-1-CC9	CRIMSON CLOVER	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/21/2004	41
23423		Y6-1-AC-10	YUCHI ARROWLEAF CLOVER	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/29/2004	47
23424		Y3-3-504	DIXIE CRIMSON CLOVER	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/19/2004	39
23425		101	EGYPTIAN WHEAT	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/25/2004	43
23426		L111-2-OPT1	PURPLE TOP TURNIP	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/4/2004	28
23427		91812	FLORIDA BROADLEAF MUSTARD	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/8/2004	32
23428		L111-0-DTM	TENDERGREEN MUSTARD	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/4/2004	28
23456		4158	WREN'S ABRUZZI RYE	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/8/2004	32
23457		179-4	BOB OATS	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/12/2004	34
23458		T 04 7	LA604 OATS	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/13/2004	35
23459		2857	ELBON RYE	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/8/2004	32
23460		04-W012	EK 102 WHEAT	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/8/2004	32
23461		04-W014	EK 102 WHEAT	AGRILIANCE AFC	DOTHAN AL	8/26/2004	10/8/2004	32
23627		WL 368	AFC BIG BUCK SPECIAL WILDGAME	AGRILIANCE AFC	DOTHAN AL	9/9/2004	12/6/2004	63
23622		T04 1	HARRISON OAT	AGRILIANCE-AFC	DOTHAN, AL	9/9/2004	10/13/2004	25
23623		04-M005	EK102 WHEAT	AGRILIANCE-AFC	DOTHAN, AL	9/9/2004	10/12/2004	24
23624		04-M004	EK 102 WHEAT	AGRILIANCE-AFC	DOTHAN, AL	9/9/2004	10/12/2004	24
23625		WL 359	AFC BIG BUCK WILD GAME FOOD PLOT	AGRILIANCE-AFC	DOTHAN, AL	9/9/2004	12/13/2004	68
23626		WL 361	AFC BIG BUCK SPECIAL WILD GAME	AGRILIANCE-AFC	DOTHAN, AL	9/9/2004	12/6/2004	63
23519		B1-3-54-END	APACHE ARROWLEAF CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/29/2004	42
23520		T-21186	AOSCA USA CERT. CIMARRON SR	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/22/2004	37
23521		Y38-4-CC-06	DIXIE CRIMSON CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/19/2004	34
23522		2155B	KENTUCKY 31 TALL FESCUE	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	11/8/2004	48
23523		BIN4	GORE WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/12/2004	29
23567		34102-AWP	AUSTRIAN WINTER FIELD PEA	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/6/2004	25
23568		34102-AWP	AUSTRIAN WINTER FIELD PEA	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/6/2004	25
23569		2163	KENTUCKY 31 TALL FESCUE	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	11/1/2004	43
23570		M20-3-DF280	CREEPING RED FESCUE	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	11/1/2004	43
23571		L172-3-G98	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/22/2004	37
23572		T-21537	ADVANTAGE LADINO CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/22/2004	37
23573		LSC-2504	WREN'S ABRUZZI RYE	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/12/2004	29
23574		B04003	UNHULLED BERMUDA GRASS	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	11/1/2004	43
23575		L137-4-169M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/22/2004	37
23628		WL 367	AFC BIG BUCK WILD GAME FOOD PLOT	AGRILIANCE-AFC	DECATUR, AL	9/9/2004	12/13/2004	68
23678		B7-4-1A3	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/25/2004	26



LAB NO	LOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	PAYS
23679	B7-4-1A1	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/25/2004 26
23680	B7-4-1A4	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/25/2004 26
23681	4-32	KENTUCKY 31 TALL FESCUE	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	11/8/2004 36
23682	L172-4-2M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/25/2004 26
23683	L172-4-3M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/29/2004 30
23684	RP38	DWARF ESSEX RAPE	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/8/2004 15
23685	LM12	GORE WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/15/2004 20
23686	9500	PIKA TRITICALE	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/20/2004 23
23687	04-W015	EK-102 WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/15/2004 20
23688	SH0401	LA 604 OATS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/18/2004 21
23689	ARO404	LA 604 OATS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/18/2004 21
23690	W8-4-CC-437	DIXIE RESEEDING CRIMSON CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/19/2004 22
23691	9005	CA. CERT. CHEROKEE RED CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/25/2004 26
23692	L76-4-40M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/25/2004 26
23709	L16-4-A22M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/25/2004 26
23710	12368	TN. CERT JACKSON WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/15/2004 20
23711	L16-4-A26M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/25/2004 26
23712	L185-4-26M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/29/2004 30
23713	04-W-18	EK- 102 WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/15/2004 20
23714	04-W019	EK- 102 WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/15/2004 20
23715	2172B	KENTUCKY 31 TALL FESCUE	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	11/12/2004 40
23716	T-20849	KOBE STRIATE LESPEDEZA	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	11/1/2004 31
23717	L172-4-4M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/20/2004	10/29/2004 30
23783	L40-4-G54	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/3/2004 25
23784	L101-4-13J	JUMBO TETRAPLOID RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/3/2004 25
23785	L40-4-G55	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/3/2004 25
23786	L40-4-G53	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/29/2004 22
23787	107294A	KENTUCKY 31 TALL FESCUE	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/3/2004 25
23788	L108-4-22	DUTCH WHITE CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/28/2004 21
23789	L108-4-23	DUTCH WHITE CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/28/2004 21
23790	W8-4-CC-461	DIXIE RESEEDING CRIMSON CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/25/2004 18
23791	W8-4-CC-435	DIXIE RESEEDING CRIMSON CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/25/2004 18
23792	W8-4-CC-456	DIXIE RESEEDING CRIMSON CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/25/2004 18
23793	6430-3NF	USA CERT. SOUTHERN STATES 76-30	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/27/2004 20
23794	179-13	BOB OATS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/18/2004 13
23795	04-M017	EK 102 WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/15/2004 12
23796	4-19-WC	ADVANTAGE LADINO CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/28/2004 21
23797	R-45077-B	HAIFA WHITE CLOVER	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/28/2004 21
23828	COL-4-230	RYEGRASS BLEND	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/12/2004 32
23829	L159M-4-894	OR. CERT. CHAMPION CQ TURFGRASS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/12/2004 32
23830	L101-4-25J	JUMBO TETRAPLOID ANNUAL	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/3/2004 25
23831	B7-4-1A20	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/3/2004 25
23832	B7-4-1A27	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/3/2004 25
23833	B7-4-1A28	GULF ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	11/3/2004 25
23834	LSC-4104	ELBON RYE	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/29/2004 22
23835	04-W023	EK 102 WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/26/2004 19
23836	C6455	SSCA CERT. COKER 9663 WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/26/2004 19



LAB NO.	LOT NO.	NAME GIVEN	SOURCE	REPORT	REPORT	DAYS
23837	C-6453	SSCA CERT. COKER 9663 WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/26/2004 19
23838	C6456	SSCA CERT. COKER 9663 WHEAT	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/26/2004 19
23839	LSC-9904	ELBON RYE	AGRILIANCE-AFC	DECATUR, AL	9/30/2004	10/29/2004 22
23524	T041	HARRISON OATS	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/12/2004 29
23525	HB-3	ELBON RYE	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/8/2004 27
23526	L185-4-3M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/22/2004 37
23527	L11-4-M8	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/22/2004 37
23528	L185-4-2M	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/22/2004 37
23529	L40-4-M28	MARSHALL ANNUAL RYEGRASS	AGRILIANCE-AFC	DECATUR, AL	9/2/2004	10/22/2004 37
# of Samples	103					Average Days
23756	NS	OATS	ATMORE TRUCKERS	ATMORE, AL	9/22/2004	10/18/2004 19
# of Samples	1					Average Days
23484	411	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	9/24/2004 17
23485	413	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	10/25/2004 38
23486	415	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	9/24/2004 17
23487	412	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	10/25/2004 38
23488	414	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	10/25/2004 38
23489	416	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	9/24/2004 17
23490	418	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	10/25/2004 38
23491	417	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	10/25/2004 38
23492	419	CERT. TIFTON 9 BAHIA GRASS	BOSTICK FARMS	HEADLAND, AL	9/2/2004	9/24/2004 17
# of Samples	9					Average Days
23510	602	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23511	603	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23512	604	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23513	605	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23514	606	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23515	210	SSCA CERT. JACKSON WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/8/2004 27
23516	209	SSCA CERT. JACKSON WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/4/2004 23
23517	208	SSCA CERT. JACKSON WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/4/2004 23
23559	607	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23560	608	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23561	609	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23562	610	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23563	611	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23564	612	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/2/2004	10/1/2004 22
23675	613	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/20/2004	10/4/2004 11
23676	614	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/20/2004	10/4/2004 11
23677	615	SSCA CERT. COKER 9184 WHEAT	BRAGG FARMS	TONEY, AL	9/20/2004	10/4/2004 11
# of Samples	17					Average Days
23402	04W006	EK 102 WHEAT	BUILDING SUPPLY	LIVINGSTON, AL	8/26/2004	10/8/2004 32
# of Samples	1					Average Days

LAB NO	LOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	DAYS
23613	04-W015	EK-102 WHEAT	CENTRAL COOP	E2DEMOPOLIS, AL	9/9/2004	10/8/2004 22
# of Samples	1					Average Days
23464	06823	CREEPING RED FESCUE	CHILDERSBURG F&S CHILDERSBURG, AL	8/30/2004	11/3/2004	48
# of Samples	1					Average Days
23619	LSC-1604	WRENS ABRUZZI RYE	CHOCTAW COOP	BUTLER, AL	9/9/2004	10/15/2004 27
23620	L141-4-11	GULF ANNUAL RYEGRASS	CHOCTAW COOP	BUTLER, AL	9/9/2004	10/25/2004 33
23621	LA22-4-22	GULF ANNUAL RYEGRASS	CHOCTAW COOP	BUTLER, AL	9/9/2004	10/25/2004 33
23638	179-5	BOB OATS	CHOCTAW COOP	BUTLER, AL	9/9/2004	10/13/2004 25
# of Samples	4					Average Days
23387	M9-0-DC-84C	DIXIE RESEEDING CRIMSON CLOVER	CLAY COUNTY EXCHANGE LINEVILLE,AL	8/25/2004	10/21/2004	42
23388	L76-2-87-0	POTOMAC ORCHARDGRASS	CLAY COUNTY EXCHANGE LINEVILLE,AL	8/25/2004	10/29/2004	48
23389	8636	OSCEOLA LADINO CLOVER COATED	CLAY COUNTY EXCHANGE LINEVILLE,AL	8/25/2004	10/22/2004	43
23386	RP34	DWARF ESSEX RAPESEED	CLAY COUNTY EXCHANGE LINEVILLE,AL	8/25/2004	10/8/2004	33
# of Samples	4					Average Days
23584	14	VIGORO GRAZER WHEAT	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/12/2004 26
23585	04-W015	EK-102 WHEAT	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/12/2004 26
23586	3093	COKER 820 OAT	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/13/2004 27
23587	3094	COKER 820 OAT	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/13/2004 27
23588	T-21380	CITATION OATS	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/13/2004 27
23589	T-23275	DWARF ESSEX RAPE	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/4/2004 20
23590	T-21117	DWARF ESSEX RAPE	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/4/2004 20
23591	3100	COKER 820 OAT	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/13/2004 27
23592	3096	COKER 820 OAT	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/13/2004 27
23593	3095	COKER 820 OAT	CLEMMOMS & HAMNER	KILLEN, AL	9/7/2004	10/15/2004 29
23719	9209-2	OG408 WHEAT	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	10/18/2004 21
23720	108264P	KENTUCKY-31 TALL FESCUE	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	11/3/2004 33
23721	3103	GEORGIA MITCHELL OATS/COKER 820	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	11/1/2004 31
23722	3104	GEORGIA MITCHELL OATS/COKER 820	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	11/1/2004 31
23723	T-21379	CITATION OATS	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	10/5/2004 12
23724	K-8983	CITATION WINTER OATS	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	10/5/2004 12
23725	T-21380	CITATION OATS	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	10/18/2004 21
23726	034	TN. CERT. COKER 9663 WHEAT	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	10/15/2004 20
23727	179-13	BOB OATS	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	10/18/2004 21
23728	179-12	BOB OATS	CLEMMOMS & HAMNER	KILLEN, AL	9/20/2004	10/18/2004 21
23853	34102-AWP	AUSTRIAN WINTER FIELD PEAS	CLEMMOMS & HAMNER	KILLEN, AL	9/30/2004	10/26/2004 19
23854	CC100-7	USA CERT. NOMINI BARLEY	CLEMMOMS & HAMNER	KILLEN, AL	9/30/2004	10/26/2004 19
# of Samples	22					Average Days
23595	L2-4-57	LONESTAR ANNUAL RYEGRASS	COLBERT FARMERS COOP LEIGHTON,AL	9/7/2004	10/22/2004	34
23718	EHR2	BALBOA RYE	COLBERT FARMERS COOP LEIGHTON,AL	9/20/2004	10/15/2004	20
23594	EH R1	BALBOA RYE	COLBERT FARMERS COOP LEIGHTON,AL	9/7/2004	10/1/2004	19
# of Samples	3					Average Days

TAB NO	PLOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	DAYS
23504	B12-2-10	POTOMAC ORCHARDGRASS	CULLMAN FARMERS CO-OPCULLMAN, AL	9/2/2004	11/1/2004	43
23505	L76-2-87-0	POTOMAC ORCHARDGRASS	CULLMAN FARMERS CO-OPCULLMAN, AL	9/2/2004	10/29/2004	42
23503	P72-1-0G-1A	CAMBRIA ORCHARDGRASS	CULLMAN FARMERS CO-OPCULLMAN, AL	9/2/2004	11/1/2004	43
# of Samples	3				Average Days	
23536	3-654	KENTUCKY 31 TALL FESCUE	DEKALB FARMERS CO-OP RAINSVILLE, A	9/2/2004	11/8/2004	48
# of Samples	1				Average Days	
23652	RDFDM-17-08	RM DELUXE FALL DEER MIX	DILLARD FEED MILL TALLASSEE, AL	9/10/2004	12/6/2004	62
23653	RSFDM-17-08	RACKMASTER SURP FALL DEER MIX	DILLARD FEED MILL TALLASSEE, AL	9/10/2004	12/6/2004	62
23654	RMC-19-0804	RMC FOOD PLOT MIX	DILLARD FEED MILL TALLASSEE, AL	9/10/2004	12/13/2004	67
23655	RSFDM-31-08	RACKMASTER SURP FALL DEER MIX	DILLARD FEED MILL TALLASSEE, AL	9/10/2004	12/6/2004	62
23656	RDFDM-25-08	RM DELUXE FALL DEER MIX	DILLARD FEED MILL TALLASSEE, AL	9/10/2004	12/6/2004	62
23651	179-10	BOB OATS	DILLARD FEED MILL TALLASSEE, AL	9/10/2004	10/13/2004	24
23649	2862	ELBON RYE	DILLARD FEED MILL TALLASSEE, AL	9/10/2004	10/13/2004	24
23650	C.A.-154	COKER 227 OATS	DILLARD FEED MILL TALLASSEE, AL	9/10/2004	10/18/2004	27
# of Samples	8				Average Days	
23803	W6-4-CC-21	DIXIE CRIMSON CLOVER	DONALDSON FEED & GRAIN BESSEMER, A	9/30/2004	10/25/2004	18
# of Samples	1				Average Days	
23754	GW003	GEORGIA GORE WHEAT	ESCAMBIA FARM & SEED ATMORE, AL	9/22/2004	10/15/2004	18
23755	C 6473	WHEAT	ESCAMBIA FARM & SEED ATMORE, AL	9/22/2004	10/20/2004	21
# of Samples	2				Average Days	
23735	LSC-9804	ELBON RYE	EUFAULA FARM SUPPLY EUFAULA, AL	9/22/2004	10/15/2004	18
23736	L5-1-GR19A	GULF ANNUAL RYEGRASS	EUFAULA FARM SUPPLY EUFAULA, AL	9/22/2004	10/29/2004	28
23737	L185-3-22PM	MARSHALL ANNUAL RYEGRASS	EUFAULA FARM SUPPLY EUFAULA, AL	9/22/2004	10/25/2004	24
# of Samples	3				Average Days	
23506	4.3333.N	WHITE GLOBE PURPLE TOP TURNIP	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/4/2004	23
23507	4.3327.N	SEVEN TOP TURNIP	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/8/2004	27
23508	4.3374.N	DWARF ESSEX RAPESEED	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/8/2004	27
23509	AP-14-3	PLOT SPIKE FORAGE OATS	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/12/2004	29
23552	108094P	KENTUCKY 31 TALL FESCUE	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/27/2004	40
23553	1GR50 74	DK GR50 WHEAT	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/8/2004	27
23554	T-21322	AU ROBIN CRIMSON CLOVER	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/19/2004	34
23555	L172-3-G91	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/22/2004	37
23556	L172-3-G105	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/22/2004	37
23557	ASD-0423	BOB OATS	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/13/2004	30
23558	ASD-0422	BOB OATS	FAITHWAY FEED GUNTERSVILLE, AL	9/2/2004	10/12/2004	29
23667	108214P	KENTUCKY-31 TALL FESCUE	FAITHWAY FEED GUNTERSVILLE, AL	9/20/2004	10/25/2004	26
23668	TPC W04-33	WRENS ABRUZZI RYE	FAITHWAY FEED GUNTERSVILLE, AL	9/20/2004	10/4/2004	11
23669	TPC W04-32	WRENS ABRUZZI RYE	FAITHWAY FEED GUNTERSVILLE, AL	9/20/2004	10/5/2004	12
23670	TPC W04-35	WRENS ABRUZZI RYE	FAITHWAY FEED GUNTERSVILLE, AL	9/20/2004	10/4/2004	11
23671	L12-3-119A	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/20/2004	10/29/2004	30
23672	B13-3-G6	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/20/2004	10/25/2004	26



LAB NO	REPORT NO	NAME GIVEN	SOURCE	REPORT	DAYS
23673	L10-3-78G	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/20/2004	10/25/2004 26
23674	L111-4-LFB	FLORIDA BROADLEAF MUSTARD	FAITHWAY FEED GUNTERSVILLE, AL	9/20/2004	10/12/2004 17
23774	3 R.B.	COKER 227 OATS	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	10/20/2004 15
23775	1GR50TT1	DK GR50 WHEAT	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	10/15/2004 12
23776	Y38-4-CC-03	DIXIE CRIMSON CLOVER	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	10/25/2004 18
23777	L178-4-15K	KING ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	10/29/2004 22
23778	L179-4-VSPR1	VALLEY SELECT PERENNIAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	11/3/2004 25
23779	L179-4-VSTF1	VALLEY SELECT TALL FESCUE BLEND	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	11/3/2004 25
23780	L19-4-7G	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	10/29/2004 22
23781	L19-4-1G	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	11/3/2004 25
23782	L19-4-4G	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	10/29/2004 22
23823	T-23100	CREEPING TYPE RED FESCUE	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	11/8/2004 28
23824	ASD-0453	BOB OATS	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	10/27/2004 20
23849	4230	ELBON RYE	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	10/26/2004 19
23850	L41-4-G101	GULF ANNUAL RYEGRASS	FAITHWAY FEED GUNTERSVILLE, AL	9/30/2004	11/3/2004 25
# of Samples	33				Average Days
23400	8636	OSCEOLA LADINO CLOVER COATED	FARMERS COOP LEROY, AL	8/26/2004	10/22/2004 42
# of Samples	1				Average Days
23599	ASD-0430	BOB OATS	FARMERS COOP MKT FRISCO CITY, AL	9/9/2004	10/13/2004 25
23608	L91-1-56	GULF ANNUAL RYEGRASS	FARMERS COOP MKT FRISCO CITY, AL	9/9/2004	10/22/2004 32
23609	L91-1-60	GULF ANNUAL RYEGRASS	FARMERS COOP MKT FRISCO CITY, AL	9/9/2004	10/22/2004 32
23610	L91-1-62	GULF ANNUAL RYEGRASS	FARMERS COOP MKT FRISCO CITY, AL	9/9/2004	10/22/2004 32
23611	HB-7	ELBON RYE	FARMERS COOP MKT FRISCO CITY, AL	9/9/2004	10/12/2004 24
23399	03-W065	EK-102 WHEAT	FARMERS COOP MKT FRISCO CITY, AL	8/26/2004	10/8/2004 32
# of Samples	6				Average Days
23745	8426000	WHITE EGG TURNIPS	FARMERS EXCHANGE BREWTON, AL	9/22/2004	10/8/2004 13
23746	3314NRAP	DWARF ESSEX RAPE	FARMERS EXCHANGE BREWTON, AL	9/22/2004	10/8/2004 13
23747	P0141	SOUTHERN GIANT CURLED MUSTARD	FARMERS EXCHANGE BREWTON, AL	9/22/2004	10/8/2004 13
23748	A229000	AMERICAN PURPLE TOP RUTAGAGA	FARMERS EXCHANGE BREWTON, AL	9/22/2004	10/8/2004 13
23749	A0537	FLORIDA BROADLEAF MUSTARD	FARMERS EXCHANGE BREWTON, AL	9/22/2004	10/8/2004 13
23750	E014000	GEORGIA COLLARDS	FARMERS EXCHANGE BREWTON, AL	9/22/2004	10/12/2004 15
23751	A0541	PURPLE TOP WHITE GLOBE TURNIP	FARMERS EXCHANGE BREWTON, AL	9/22/2004	10/4/2004 9
23752	W6-9-AL-907	YUCHI ARROWLEAF CLOVER	FARMERS EXCHANGE BREWTON, AL	9/22/2004	11/1/2004 29
# of Samples	8				Average Days
23579	K93-93-2	KENBLUE KENTUCKY BLUEGRASS	FARMERS FEED&SUPMONTGOMERY, AL	9/7/2004	11/16/2004 51
# of Samples	1				Average Days
23804	LA18-4-30	MARSHALL ANNUAL RYEGRASS	FAYETTE AG. SERVICES FAYETTE, AL	9/30/2004	10/29/2004 22
23805	L43-4-23AM	MARSHALL ANNUAL RYEGRASS	FAYETTE AG. SERVICES FAYETTE, AL	9/30/2004	10/29/2004 22
23806	107294P	KENTUCKY 31 TALL FESCUE	FAYETTE AG. SERVICES FAYETTE, AL	9/30/2004	11/8/2004 28
23807	LSC-0504	ELBON RYE	FAYETTE AG. SERVICES FAYETTE, AL	9/30/2004	10/26/2004 19
# of Samples	4				Average Days

LAB NO	FLOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	DAYS
23501	L172-3-G102	GULF ANNUAL RYEGRASS	FEDERER FERTILIZER	CULLMAN, AL	9/2/2004	10/18/2004 33
23502	L172-3-G100	GULF ANNUAL RYEGRASS	FEDERER FERTILIZER	CULLMAN, AL	9/2/2004	10/18/2004 33
# of Samples	2					Average Days
23597	4-10-CC	DIXIE CRIMSON CLOVER	FLOYD'S FEED & SEED	DADEVILLE, AL	9/9/2004	10/19/2004 29
23598	L-9010A	REGAL LADINO CLOVER	FLOYD'S FEED & SEED	DADEVILLE, AL	9/9/2004	10/22/2004 32
23596	W8-4-CC-451	DIXIE RESEEDING CRIMSON CLOVER	FLOYD'S FEED & SEED	DADEVILLE, AL	9/9/2004	10/19/2004 29
# of Samples	3					Average Days
23438	17803	COKER 227 OATS	GOSHEN CO-OP	GOSHEN, AL	8/26/2004	10/5/2004 29
23439	341	ASCA CERT. AGS 2000 WHEAT	GOSHEN CO-OP	GOSHEN, AL	8/26/2004	10/4/2004 28
23440	T-13	BOB OATS	GOSHEN CO-OP	GOSHEN, AL	8/26/2004	10/5/2004 29
23441	33147-AWP	AUSTRIAN WINTER FIELD PEA	GOSHEN CO-OP	GOSHEN, AL	8/26/2004	10/26/2004 44
23442	W8012	AMERICAN PURPLE TOP RUTABAGA	GOSHEN CO-OP	GOSHEN, AL	8/26/2004	10/4/2004 28
23443	91819	WHITE EGG TURNIP	GOSHEN CO-OP	GOSHEN, AL	8/26/2004	10/4/2004 28
23444	10459	SHOGGIN TURNIP	GOSHEN CO-OP	GOSHEN, AL	8/26/2004	10/4/2004 28
23445	L111-1-VSGC	SOUTHERN GIANT CURLED MUSTARD	GOSHEN CO-OP	GOSHEN, AL	8/26/2004	10/4/2004 28
# of Samples	8					Average Days
23401	L101-3-42G	GULF ANNUAL RYEGRASS	GREEN CO. COOP	EUTAW, AL	8/26/2004	10/18/2004 38
# of Samples	1					Average Days
23429	103	COKER 227 OATS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/20/2004 40
23430	102	COKER 227 OATS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/20/2004 40
23431	L104-3-28G	GULF ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/18/2004 38
23432	L104-3-29G	GULF ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/18/2004 38
23433	04-022	COKER 227 OATS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/1/2004 27
23434	04-021	COKER 227 OATS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/1/2004 27
23435	4179	WREN'S ABRUZZI RYE	GRO SOUTH	DOTHAN, AL	8/26/2004	9/30/2004 26
23436	C1	AUSTRIAN WINTER FIELD PEAS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/26/2004 44
23437	L104-3-27G	GULF ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/18/2004 38
23446	B03156	COMMON UNHULLED BERMUDA GRASS	GRO SOUTH	DOTHAN, AL	8/26/2004	11/1/2004 48
23447	179-7	BOB OATS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/12/2004 34
23448	L76-4-86G	GULF ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/18/2004 38
23449	L172-3-G104	GULF ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/18/2004 38
23450	604A-04	ELBON RYE	GRO SOUTH	DOTHAN, AL	8/26/2004	10/8/2004 32
23452	T04 7	LA 604 OATS	GRO SOUTH	DOTHAN, AL	8/26/2004	10/12/2004 34
23453	LSC-0804	WREN'S ABRUZZI RYE	GRO SOUTH	DOTHAN, AL	8/26/2004	10/8/2004 32
23454	AA 515	AA SPORTSMAN SPECIAL PLOT MIX	GRO SOUTH	DOTHAN, AL	8/26/2004	11/15/2004 58
23455	AA 535	AA SPORTSMAN SPECIAL PLOT MIX	GRO SOUTH	DOTHAN, AL	8/26/2004	11/15/2004 58
23483	107184P2	KENTUCKY 31 TALL FESCUE	GRO SOUTH	DOTHAN, AL	9/2/2004	10/27/2004 40
23629	1	SSCA REG. WRENS ABRUZZI RYE	GRO SOUTH	DOTHAN, AL	9/9/2004	10/12/2004 24
23630	L104-4-8G	GULF ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	9/9/2004	10/25/2004 33
23631	L104-4-7G	GULF ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	9/9/2004	10/25/2004 33
23632	L104-4-9G	GULF ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	9/9/2004	10/25/2004 33
23633	P-04-10	PENSACOLA BAHIA GRASS	GRO SOUTH	DOTHAN, AL	9/9/2004	11/12/2004 47
23634	P-04-8	PENSACOLA BAHIA GRASS	GRO SOUTH	DOTHAN, AL	9/9/2004	11/12/2004 47



LAB NO	#	LOT NO	NAME GIVEN	SOURCE	REPORT	REPORT	DAYS
23635		P-04-11	PENSACOLA BAHIA GRASS	GRO SOUTH	DOTHAN, AL	9/9/2004	11/12/2004 47
23738		RP-39	DWARP ESSEX RAPE	GRO SOUTH	DOTHAN, AL	9/22/2004	10/8/2004 13
23739		W8-4-CC-445	DIXIE RESEEDING CRIMSON CLOVER	GRO SOUTH	DOTHAN, AL	9/22/2004	10/22/2004 23
23740		LM-12	GA. GORE WHEAT	GRO SOUTH	DOTHAN, AL	9/22/2004	10/15/2004 18
23741		179-9	BOB OATS	GRO SOUTH	DOTHAN, AL	9/22/2004	10/18/2004 19
23742		AP04	AUSTRIAN WINTER PEAS	GRO SOUTH	DOTHAN, AL	9/22/2004	10/26/2004 25
23743		L53-4-M11	MARSHALL ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	9/22/2004	10/29/2004 28
23744		L53-4-M10	MARSHALL ANNUAL RYEGRASS	GRO SOUTH	DOTHAN, AL	9/22/2004	11/3/2004 31
23465		HB-4	ELBON RYE	GRO SOUTH	MONTGOMERY, AL	9/2/2004	10/8/2004 27
23466		179-8	BOB OATS	GRO SOUTH	MONTGOMERY, AL	9/2/2004	10/12/2004 29
23467		329	WRENS ABRUZZI RYE	GRO SOUTH	MONTGOMERY, AL	9/2/2004	10/12/2004 29
23468		LM-40	GORE WHEAT	GRO SOUTH	MONTGOMERY, AL	9/2/2004	10/12/2004 29
23855		930	LADINO REGAL CLOVER	GRO SOUTH	MONTGOMERY, AL	9/30/2004	11/5/2004 27
# of Samples	38						Average Days
23394		3-14	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	8/26/2004	10/1/2004 27
23395		4-14	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	8/26/2004	10/1/2004 27
23396		BULK	RYE	GROWERS SUPPLY	FRISCO CITY, AL	8/26/2004	10/20/2004 40
23469		5-14	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/2/2004	10/20/2004 35
23470		6-14	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/2/2004	10/20/2004 35
23471		7-14	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/2/2004	10/1/2004 22
23472		8-14	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/2/2004	10/20/2004 35
23473		1-12	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/2/2004	10/20/2004 35
23576		3-12	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/3/2004	10/1/2004 21
23577		BULK-1	WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/3/2004	10/1/2004 21
23578		2-12	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/3/2004	10/1/2004 21
23602		5-12	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/9/2004	10/1/2004 17
23603		6-12	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/9/2004	10/1/2004 17
23604		4-12	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/9/2004	10/1/2004 17
23605		7-12	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/9/2004	10/1/2004 17
23606		BULK #2	WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/9/2004	10/1/2004 17
23607		1-10	CERT. GORE WHEAT	GROWERS SUPPLY	FRISCO CITY, AL	9/9/2004	10/1/2004 17
23658		1-13	CERT. CHAPMAN OATS	GROWERS SUPPLY	FRISCO CITY, AL	9/20/2004	10/1/2004 10
23659		2-13	CERT. CHAPMAN OATS	GROWERS SUPPLY	FRISCO CITY, AL	9/20/2004	10/1/2004 10
# of Samples	19						Average Days
23580		115	AGS 2000 WHEAT	HELENA CHEMICAL CO	TANNER, AL	9/7/2004	10/8/2004 24
23581		115	AGS 2000 WHEAT	HELENA CHEMICAL CO	TANNER, AL	9/7/2004	10/8/2004 24
23841		115	CERT. AGS 2000 WHEAT	HELENA CHEMICAL CO	TANNER, AL	9/30/2004	10/26/2004 19
23840		115	CERT. AGS 2000 WHEAT	HELENA CHEMICAL CO	TANNER, AL	9/30/2004	10/26/2004 19
# of Samples	4						Average Days
23601		L42-3-3G	GULF ANNUAL RYEGRASS	K&L FEED	ELBERTA, AL	9/9/2004	10/22/2004 32
23405		T-21197	YUCHI ARROWLEAF CLOVER	KELLY SEED CO. INC	HARTFORD, AL	8/26/2004	10/29/2004 47
23404		T-21902	DIXIE RESEEDING CRIMSON CLOVER	KELLY SEED CO. INC	HARTFORD, AL	8/26/2004	10/19/2004 39
# of Samples	3						Average Days

LAB NO	LOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	DAYS
23657	E232000	WHITE GLOBE PURPLE TOP TURNIP	LASSITER HDW&SUP HOPE HULL, AL	9/13/2004	10/4/2004	16
# of Samples	1				Average Days	
23826	LSC-4504	ELBON RYE	LIMESTONE FARMERS CO- ATHENS, AL	9/30/2004	10/29/2004	22
23518	LSC-9704	ELBON RYE	LIMESTONE FARMERS CO- ATHENS, AL	9/2/2004	10/8/2004	27
# of Samples	2				Average Days	
23734	329	WRENS ABRUZZI RYE	LUVERNE CO-OP LUVERNE, AL	9/22/2004	10/15/2004	18
# of Samples	1				Average Days	
23825	LSC-4104	ELBON RYE	MADISON CTY CO-OP HAZEL GREEN, AL	9/30/2004	10/29/2004	22
23702	LSC-0504	ELBON RYE	MADISON CTY CO-OP HAZEL GREEN, AL	9/20/2004	10/20/2004	23
23703	4-35	KENTUCKY 31 TALL FESCUE	MADISON CTY CO-OP HAZEL GREEN, AL	9/20/2004	11/3/2004	33
# of Samples	3				Average Days	
23701	04-W016	EK-102 WHEAT	MARSHALL FARMERS COOP ARAB, AL	9/20/2004	10/15/2004	20
# of Samples	1				Average Days	
23409	E481001	EK-102 WHEAT	MILLER TRADING CO EVERGREEN, AL	8/26/2004	10/4/2004	28
23410	9613000	EK-102 WHEAT	MILLER TRADING CO EVERGREEN, AL	8/26/2004	10/12/2004	34
23411	8464	EK-102 WHEAT	MILLER TRADING CO EVERGREEN, AL	8/26/2004	10/12/2004	34
23412	Y68FM01	EK-102 WHEAT	MILLER TRADING CO EVERGREEN, AL	8/26/2004	10/8/2004	32
23413	8426000	EK-102 WHEAT	MILLER TRADING CO EVERGREEN, AL	8/26/2004	10/4/2004	28
23414	A0541	EK-102 WHEAT	MILLER TRADING CO EVERGREEN, AL	8/28/2004	10/4/2004	28
# of Samples	6				Average Days	
23647	L18-3-202	PURPLE TOP WHITE GLOBE TURNIP	MONTGOMERY FARMERS COOP MONTGO	9/10/2004	10/4/2004	17
23648	91811	TENDERGREEN IMPROVED MUSTARD	MONTGOMERY FARMERS COOP MONTGO	9/10/2004	10/4/2004	17
23645	A478005	SOUTHERN GIANT CURLED MUSTARD	MONTGOMERY FARMERS COOP MONTGO	9/10/2004	10/8/2004	21
23646	RP34	DWARF ESSEX RAPE	MONTGOMERY FARMERS COOP MONTGO	9/10/2004	10/8/2004	21
# of Samples	4				Average Days	
23474	R3-4	RYE	MURPHREE SEED FARM COLLINSVILLE, A	9/2/2004	10/4/2004	23
23475	MSF 390	SERICEA LESPEDEZA	MURPHREE SEED FARM COLLINSVILLE, A	9/2/2004	10/18/2004	33
# of Samples	2				Average Days	
23493	976	WINTERGRAZER 70 RYE	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/12/2004	29
23494	989	WINTERGRAZER 70 RYE	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/4/2004	23
23495	L144-4-2FC04	FAIRWAY CLASSIC BLEND	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/27/2004	40
23496	P43-3-51	PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/18/2004	33
23497	P43-3-52	PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/18/2004	33
23498	L5-4-GR9H	GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/18/2004	33
23499	L5-4-GR9F	GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/18/2004	33
23500	L5-4-GR9J	GULF ANNUAL RYEGRASS	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/22/2004	37
23537	990	WINTERGRAZER 70 RYE	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/12/2004	29
23538	L57-2-12-OG	OR. CERT. POTOMAC ORCHARDGRASS	PENNINGTON SEED CULLMAN, AL	9/2/2004	10/27/2004	40
23539	30686GGR-R	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED CULLMAN, AL	9/2/2004	11/8/2004	48



LAB NO	#	LOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	DAYS	
23540		30685GGR-R	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	11/15/2004	53
23541		30692GGR-M	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	11/8/2004	48
23542		420066GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	10/27/2004	40
23543		420067GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	10/27/2004	40
23544		320856GGR-S	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	12/10/2004	72
23545		320854GGR-F	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	12/10/2004	72
23546		DKG8062	GRAZER WHEAT	PENNINGTON SEED	CULLMAN, AL	9/2/2004	10/8/2004	27
23547		DKG808	GRAZER WHEAT	PENNINGTON SEED	CULLMAN, AL	9/2/2004	10/8/2004	27
23548		320879GGR-H	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	12/10/2004	72
23549		320880GGR-H	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	11/8/2004	48
23550		320881GGR-H	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	11/8/2004	48
23551		320890GGR-F	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	11/8/2004	48
23565		991	WINTERGRAZER 70 RYE	PENNINGTON SEED	CULLMAN, AL	9/2/2004	10/12/2004	29
23566		179-9	BOB OATS	PENNINGTON SEED	CULLMAN, AL	9/2/2004	10/13/2004	30
23660		990	WINTERGRAZER 70 RYE	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/15/2004	20
23661		102-B4	COKER 227 OATS	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/13/2004	18
23662		40AV12	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/25/2004	26
23663		40AV08	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/27/2004	28
23664		L5-4-GR9G	GULF ANNUAL RYEGRASS	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/25/2004	26
23665		L5-4-AR25A	GULF ANNUAL RYEGRASS	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/22/2004	25
23666		P43-3-84	PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/25/2004	26
23704		B4-G23-65	57733 WHEAT	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/15/2004	20
23705		B4-G23-67	57733 WHEAT	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/15/2004	20
23706		105-18	COKER 227 OATS	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/18/2004	21
23707		4208	WINTERGRAZER 70 RYE	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/15/2004	20
23708		B4-G23-66	57733 WHEAT	PENNINGTON SEED	CULLMAN, AL	9/20/2004	10/15/2004	20
23758		W8-4-CC-464	DIXIE RESEEDING CRIMSON CLOVER	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/22/2004	17
23759		W8-4-CC-452	DIXIE RESEEDING CRIMSON CLOVER	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/22/2004	17
23760		W8-4-CC-401	DIXIE RESEEDING CRIMSON CLOVER	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/15/2004	12
23761		W8-4-CC-460	DIXIE RESEEDING CRIMSON CLOVER	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/22/2004	17
23762		04-017	COKER 227 OATS	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/18/2004	13
23763		04-024	COKER 227 OATS	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/18/2004	13
23764		4137	WRENS ABBRUZZI RYE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/15/2004	12
23765		P43-3-80	PASSEREL PLUS ANNUAL RYEGRASS	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/29/2004	22
23766		B4-G23-64	57733 WHEAT	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/15/2004	12
23767		B4-G23-68	57733 WHEAT	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/15/2004	12
23768		B4-G23-69	57733 WHEAT	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/15/2004	12
23769		WG-01	WINTERGRAZER 70 RYE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	11/1/2004	23
23770		WG-05	WINTERGRAZER 70 RYE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/28/2004	21
23771		WG-02	WINTERGRAZER 70 RYE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/20/2004	15
23808		WG-03	WINTERGRAZER 70 RYE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/20/2004	15
23809		B4-G23-72	57733 WHEAT	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/26/2004	19
23810		04-016	COKER 227 OATS	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/18/2004	13
23811		04-018	COKER 227 OATS	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/18/2004	13
23812		04-031	COKER 227 OATS	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/18/2004	13
23813		04-032	COKER 227 OATS	PENNINGTON SEED	CULLMAN, AL	9/30/2004	10/18/2004	13
23814		420105GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	11/1/2004	23

DAB NO	# LOT NO	NAME GIVEN	SOURCE	RECD	REPORT	DAYS
23815	420104GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	11/15/2004 33
23816	400083GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	11/16/2004 34
23817	400084GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	11/18/2004 36
23818	400077GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	11/1/2004 23
23819	400078GGR	KENTUCKY 31 TALL FESCUE	PENNINGTON SEED	CULLMAN, AL	9/30/2004	11/1/2004 23
23820	P4-03	PENSACOLA BAHIA GRASS	PENNINGTON SEED	CULLMAN, AL	9/30/2004	11/16/2004 34
# of Samples	64					Average Days
23462	GFS03-3	LA 604 OATS	PIKE CO-OP	TROY, AL	8/26/2004	10/12/2004 34
23463	T03 9	LA 604 OATS	PIKE CO-OP	TROY, AL	8/26/2004	10/5/2004 29
23451	ASD-0409	BOB OATS	PIKE CO-OP	BRUNDIDGE, AL	8/26/2004	10/12/2004 34
# of Samples	3					Average Days
23481	A SD-0408	BOB OATS	PIKE FARMERS CO-OP	TROY, AL	9/2/2004	10/12/2004 29
23482	A SD-0409	BOB OATS	PIKE FARMERS CO-OP	TROY, AL	9/2/2004	10/12/2004 29
# of Samples	2					Average Days
23382	686	PENSACOLA BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	8/23/2004	11/12/2004 60
23383	687	PENSACOLA BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	8/23/2004	11/5/2004 55
23384	692	PENSACOLA BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	8/23/2004	11/5/2004 55
23385	694	PENSACOLA BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	8/23/2004	11/5/2004 55
23476	695	PENSACOLA BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	9/2/2004	10/25/2004 38
23478	689	PENSACOLA BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	9/2/2004	10/25/2004 38
23477	691	PENSACOLA BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	9/2/2004	10/25/2004 38
23479	690	ARGENTINE BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	9/2/2004	10/15/2004 32
23480	696	PENSACOLA BAHIA GRASS	R. W. KIRK & SON	ORRVILLE, AL	9/2/2004	10/25/2004 38
# of Samples	9					Average Days
23534	CS-4515	ARMOR PROGRAZE WHEAT	RED BARN FARM CENTER GADSDEN, AL	9/2/2004	10/8/2004	27
23533	179-1	BOB OATS	RED BARN FARM CENTER GADSDEN, AL	9/2/2004	10/12/2004	29
23532	13294F	KENTUCKY 31 TALL FESCUE	RED BARN FARM CENTER GADSDEN, AL	9/2/2004	11/1/2004	43
# of Samples	3					Average Days
23390	N046002	CHAMPION COLLARDS	ROBERTSDALE FEED STORE ROBERTSDALE	8/26/2004	10/12/2004	34
# of Samples	1					Average Days
23757	HB-5	ELBON RYE	SEED PROCESSORS	WETUMPKA, AL	9/30/2004	10/15/2004 12
# of Samples	1					Average Days
23406	UF051704	BROWN TOP MILLET	SEGREST FEED & SEED	SLOCOMB, AL	8/26/2004	10/12/2004 34
23407	UF012010	BROWN TOP MILLET	SEGREST FEED & SEED	SLOCOMB, AL	8/26/2004	10/12/2004 34
23408	10555	SORGHUM WILD GAME FOOD	SEGREST FEED & SEED	SLOCOMB, AL	8/26/2004	10/7/2004 31
23636	E232000	PURPLE TOP WHITE GLOBE TURNIP	SEGREST FEED & SEED	SLOCOMB, AL	9/9/2004	10/4/2004 18
23637	W8012	AMERICAN PURPLE TOP RUTABAGA	SEGREST FEED & SEED	SLOCOMB, AL	9/9/2004	10/4/2004 18
# of Samples	5					Average Days
23644	LM-40	GORE WHEAT	SHIELDS FEED	COFFEEVILLE, AL	9/9/2004	10/12/2004 24

LAB NO	LOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	DAYS
23643	179-10	BOB OATS	SHIELDS FEED	COFFEEVILLE, AL	9/9/2004	10/18/2004 28
# of Samples	2					Average Days
23700	L43-3-33G	GULF ANNUAL RYEGRASS	SOUTHERN STATES	ARAB, AL	9/20/2004	10/29/2004 30
23842	6513-100FG	38247 WG WHEAT	SOUTHERN STATES	ATHENS, AL	9/30/2004	10/26/2004 19
23843	6512-1SF	FFR-535W WHEAT	SOUTHERN STATES	ATHENS, AL	9/30/2004	10/26/2004 19
23844	S4197	KY-31 TALL FESCUE	SOUTHERN STATES	CENTRE, AL	9/30/2004	11/5/2004 27
23845	S4360	KY-31 TALL FESCUE	SOUTHERN STATES	CENTRE, AL	9/30/2004	11/18/2004 36
23846	3.B331ST.T	STATESMAN TALL FESCUE BLEND	SOUTHERN STATES	CENTRE, AL	9/30/2004	11/5/2004 27
23847	12363	TN. CERT. JACKSON WHEAT	SOUTHERN STATES	CENTRE, AL	9/30/2004	10/29/2004 22
23848	326	ELBON RYE	SOUTHERN STATES	CENTRE, AL	9/30/2004	10/18/2004 13
23821	L175-4-37BD	BIG DADDY TETRAPLOID ANNUAL	SOUTHERN STATES	CULLMAN, AL	9/30/2004	11/3/2004 25
23822	492	COKER 227 OATS	SOUTHERN STATES	CULLMAN, AL	9/30/2004	11/1/2004 23
23583	L175-4-39BD	BIG DADDY TETRAPLOID ANNUAL	SOUTHERN STATES	DANVILLE, AL	9/7/2004	10/22/2004 34
23773	12363	TN. CERT. JACKSON WHEAT	SOUTHERN STATES	ONEONTA, AL	9/30/2004	10/15/2004 12
23582	S4360	KY-31 TALL FESCUE	SOUTHERN STATES	DANVILLE, AL	9/7/2004	11/8/2004 45
23535	B22-4-OG17	POTOMAC ORCHARDGRASS	SOUTHERN STATES	HENEGAR, AL	9/2/2004	10/27/2004 40
23696	S4307	KY-31 TALL FESCUE	SOUTHERN STATES	HENEGAR, AL	9/20/2004	11/8/2004 36
23772	L10-3-85G	GULF ANNUAL RYEGRASS	SOUTHERN STATES	ONEONTA, AL	9/30/2004	10/29/2004 22
# of Samples	16					Average Days
23392	L111-3-FBJ	FLORIDA BROADLEAF MUSTARD	ST. ELMO FEED & SEED	ST. ELMO, AL	8/26/2004	10/4/2004 28
23393	3CC-71	WRENS ABRUZZI RYE	ST. ELMO FEED & SEED	ST. ELMO, AL	8/26/2004	10/4/2004 28
23391	L111-3-GC	GEORGIA SOUTHERN COLLARDS	ST. ELMO FEED & SEED	ST. ELMO, AL	8/26/2004	10/8/2004 32
# of Samples	3					Average Days
23403	LSC-5203	WRENS ABRUZZI RYE	STEWART BROS FARM SUPPLY, INC.	A 8/26/2004		10/12/2004 34
# of Samples	1					Average Days
23614	L73-4-23MA	MARSHALL ANNUAL RYEGRASS	SWEET WATER GIN	SWEET WATER, AL	9/9/2004	10/22/2004 32
23615	L73-4-51MA	MARSHALL ANNUAL RYEGRASS	SWEET WATER GIN	SWEET WATER, AL	9/9/2004	10/25/2004 33
23616	L19-3-61G	GULF ANNUAL RYEGRASS	SWEET WATER GIN	SWEET WATER, AL	9/9/2004	10/25/2004 33
23617	L73-3-13GU	GULF ANNUAL RYEGRASS	SWEET WATER GIN	SWEET WATER, AL	9/9/2004	10/25/2004 33
23618	W8-4-CC-439	DIXIE RESEEDING CRIMSON CLOVER	SWEET WATER GIN	SWEET WATER, AL	9/9/2004	10/19/2004 29
# of Samples	5					Average Days
23640	34099-AWP	AUSTRIAN WINTER PEAS	THOMASVILLE FEED	THOMASVILLE, AL	9/9/2004	10/26/2004 34
23641	Y38-4-CC-02	DIXIE CRIMSON CLOVER	THOMASVILLE FEED	THOMASVILLE, AL	9/9/2004	10/19/2004 29
23642	4CC-80	ELBON RYE	THOMASVILLE FEED	THOMASVILLE, AL	9/9/2004	10/12/2004 24
23639	T04 12	LA 604 OATS	THOMASVILLE FEED	THOMASVILLE, AL	9/9/2004	10/18/2004 28
# of Samples	4					Average Days
23852	F3-04	FESCUE-ORCHARDGRASS MIXTURE	TOMPKINS FARMER WAREHOUSE		9/30/2004	11/18/2004 36
23851	L4-4-3GP	GULF ANNUAL RYEGRASS	TOMPKINS FARMER WAREHOUSE		9/30/2004	11/3/2004 25
# of Samples	2					Average Days
23398	A229000	AMERICAN PURPLE TOP RUTABAGA	TUCKER FARM CENTER	FRISCO CITY, AL	8/26/2004	10/8/2004 32



LAB NO	LOT NO	NAME GIVEN	SOURCE	REC'D	REPORT	DATE
23397	RP35	DWARF ESSEX RAPE	TUCKER FARM CENTER FRISCO CITY, AL	8/26/2004	10/8/2004	32
23600	LR-1	JAPANESE MILLET	TUCKER FARM CENTER FRISCO CITY, AL	9/9/2004	10/28/2004	36
# of Samples	3				Average Days	
23693	BSRW-4-3	WRENS ABRUZZI RYE	UAP	MADISON, AL	9/20/2004	10/15/2004 20
23694	BSRW-4-3	WRENS ABRUZZI RYE	UAP	MADISON, AL	9/20/2004	10/15/2004 20
23695	LSC-9504	WRENS ABRUZZI RYE	UAP	MADISON, AL	9/20/2004	10/15/2004 20
23827	BSRW-4-10	WRENS ABRUZZI RYE	UAP	MADISON, AL	9/30/2004	10/29/2004 22
23530	03W-212	TAM 90 ANNUAL RYEGRASS	UAP	MADISON, AL	9/2/2004	10/22/2004 37
23531	L132-3-TP147	TETRAPLOID ANNUAL- PRIME	UAP	MADISON, AL	9/2/2004	10/22/2004 37
23753	BSRW-4-3	WRENS ABRUZZI RYE	UAP SOUTHEAST	ATMORE, AL	9/22/2004	10/15/2004 18
# of Samples	7				Average Days	
23799	24317	TURF STAR PERENNIAL RYEGRASS	UNIVERSAL SEED & SUPPLY	BHAM, AL	9/30/2004	11/8/2004 28
23800	24616	TURF STAR PERENNIAL RYEGRASS	UNIVERSAL SEED & SUPPLY	BHAM, AL	9/30/2004	11/3/2004 25
23798	L55-4-G5	GULF ANNUAL RYEGRASS	UNIVERSAL SEED & SUPPLY	BHAM, AL	9/30/2004	10/29/2004 22
23801	896	UNHULLED SERICEA LESPEDEZA	UNIVERSAL SEED & SUPPLY	BHAM, AL	9/30/2004	11/8/2004 28
23802	783	SERICEA LESPEDEZA	UNIVERSAL SEED & SUPPLY	BHAM, AL	9/30/2004	11/15/2004 33
# of Samples	5				Average Days	
23697	S3907	KY 31 FESCUE/ORCHARDGRASS	WHITLEY FARM SUPPLY	ALTOONA, AL	9/20/2004	11/15/2004 41
23698	B29-4-22LG	GULF ANNUAL RYEGRASS	WHITLEY FARM SUPPLY	ALTOONA, AL	9/20/2004	10/25/2004 26
23699	B22-4-OG17	POTOMAC ORCHARDGRASS	WHITLEY FARM SUPPLY	ALTOONA, AL	9/20/2004	10/29/2004 30
# of Samples	3				Average Days	32
23612	W8-4-CC-451	DIXIE RESEEDING CRIMSON CLOVER	WILCOX FARM CENTER	CAMDEN, AL	9/9/2004	10/19/2004 29
# of Samples	1				Average Days	29
Total Samples	475				Total Average Days	29

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 16, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

ATMORE TRUCKERS ASSN  
P O BOX 367  
ATMORE, AL 36502

Dear Atmore Truckers Assn,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23073	T-21323		OK			94	1	NONE

**VIOLATION:** THE VARIETY NAM IS INCORRECTLY STATED ON THE ANALYSIS TAG. (DIXIE RESEEDING CRIMSON CLOVER).

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the correct variety name (Dixie Resceding Crimson Clover) and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

Exhibit 14



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 16, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

TIM SCOTT  
5306 HWY 187  
HODGES AL 35571

Dear Mr. Scott,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

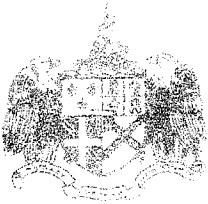
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01452	3 Fescue	75.04	3.03	1.54	1.78	83	0	wild onion or
	Orchardgrass	18.16				44	0	garlic=234
								Sheep sorrel=
								1,719, dock=207

**COMMENT:** The orchardgrass component of this mixture was found to germinate below the minimum standard germination of 60%. This lot of seed was also found to contain excessive noxious weed seeds

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 16, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

TIM SCOTT  
5306 HWY 187  
HODGES AL 35571

Dear Mr. Scott,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

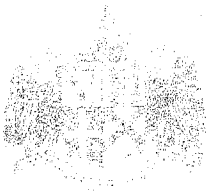
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01452	3 Fescue	75.04	3.03	1.54	1.78	83	0	wild onion or
	Orchardgrass	18.16				44	0	garlic=234
								Sheep sorrel=
								1,719, dock=207

**COMMENT:** The orchardgrass component of this mixture was found to germinate below the minimum standard germination of 60%. This lot of seed was also found to contain excessive noxious weed seeds

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 17, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CALHOUN FARMERS CO OP  
900 HWY 278  
PIEDMONT AL 36272

Dear Calhoun Farmers Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22906	01-01C	96.85	2.91	.23	.01	53	22	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 19, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

GENEVA SEED CLEANERS  
1581 STEPHENS FERRY RD  
SAMSON AL 36477

Dear Geneva Seed Cleaners,

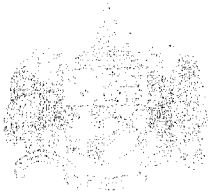
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23099	DM-4	99.84	.08	.08	0	86	0	wild radish=11

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 20, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

C T GARVIN FEED & SEED  
2215 HOLMES AVE W  
HUNTSVILLE AL 35816

Dear C T Garvin Feed & Seed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22994	FS2053	62.20	37.80	0	0	92	2	

**VIOLATION:** THE COATING MATERIAL WAS NOT INCLUDED WITH THE INERT MATTER. THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY. THE VARIETY NAME OF THIS LOT OF SEED WAS NOT STATED ON THE ANALYSIS TAG.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the coating material being included with the inert matter as well as being stated separately, purity percentage found by our test, the variety name and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**AUGUST 20, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**GRO SOUTH  
1827 COLUMBIA HWY  
DOTHAN, AL 36302**

Dear Gro South,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23253	W8049					97	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**AUGUST 20, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**SOUTHERN STATES  
106 13<sup>TH</sup> ST SW  
CULLMAN, AL 35055**

Dear Southern States.

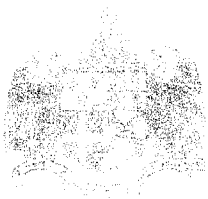
Due to unforeseen computer problems. we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23018	2.B661.N	91.43	8.55	.02	0	84	5	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

UNIVERSAL SEED & SUPPLY  
P O BOX 100637  
BIRMINGHAM AL 35210

Dear Universal Seed & Supply,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23012	L12-2-89B	98.76	1.11	.13	0	91	0	NONE
23013	LA17-3-3	98.96	.40	.64	0	96	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

TUCKER FARM CENTER  
P O BOX 237  
FRISCO CITY AL 36445

Dear Tucker Farm Center,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23076	T-21515			OK		94	4	NONE

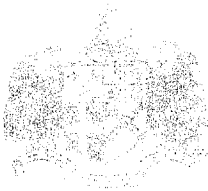
**VIOLATION:** THE COMPLETE KIND NAME (CRIMSON CLOVER) WAS NOT STATED ON THE ANALYSIS TAG.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the complete kind name and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

STOCKDALE FARMS  
4472 STOCKDALE RD  
MUNFORD AL 36268

Dear Stockdale farms,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23104	NC 3295 LR					95	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SOUTHERN STATES CO OP  
P O BOX 517  
GERALDINE AL 35976

Dear Southern States Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23003	B24-3-12	94.58	4.04	.22	1.16	94	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SOUTHERN STATES CO OP  
P O BOX 399  
HENAGER AL 35978

Dear Southern States Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22979	018014	91.37	8.60	.03	0	91	1	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SOUTHERN STATES CO OP  
P O BOX 198  
ONEONTA AL 35121

Dear Southern States Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23142	313	99.85	.14	0	.01	98	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
1445 Federal Drive  
Montgomery, Alabama 36107-1123

---



*Ron Sparks*  
Commissioner

**August 23, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SOUTHERN STATES CO OP  
P O BOX 545  
ARAB AL 35016-0545

Dear Southern States Co op,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23116	W6-3-CC4			OK		97	0	wild radish=5
23119	8505			OK		97	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 23, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SOUTHERN STATES CO OP  
106 13<sup>th</sup> STREET SW  
CULLMAN AL 35055

Dear Southern States Co op,

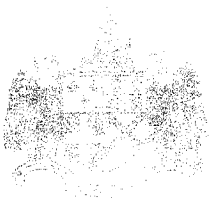
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23019	B24-3-12	93.75	4.77	.37	1.11	90	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 23, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PIEDMONT FERT CO  
P O BOX 71  
OPELIKA AL 36803-0071

Dear Piedmont Fert. Co.,

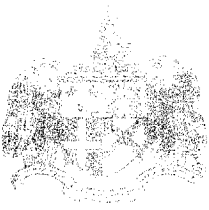
Due to unforeseen computer problems, we are reporting the results of (4) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23221	33148-AWP			OK		98	0	
23222	AP02			OK		94	0	
23228	151-17	99.94	.05	0	.01	93	0	
23229	ASD-0314			OK		97	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

MADISON COUNTY CO OP  
P O BOX 68  
HAZEL GREEN AL 35750-0068

Dear Madison County Co op,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23034	W6-STF-59	99.13	.86	0	.01	93	0	NONE
23038	T-17284	63.78	36.22	0	0	82	1	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PENNINGTON SEED INC  
2210 INDUSTRIAL DR SW  
CULLMAN AL 35055

Dear Pennington Seed Inc,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

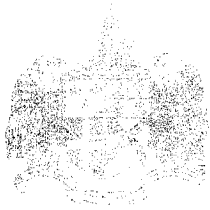
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23151	DKG8061			OK		98	0	wild onion/ or wild garlic=1
23152	DKG8061			OK		94	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

HELENA CHEMICAL CO  
P O BOX 994  
ATMORE AL 36502

Dear Helena Chemical Co,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23274	LSC-3703	98.95	.94	.07	.04	96	0	HAIRY CHESS OR CHEAT=20
23275	03154			OK		84	0	HAIRY CHESS OR CHEAT=31

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

JACKSON FARMERS CO OP  
P O BOX 402  
STEVENSON AL

Dear Jackson Farmers Co op.,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
22977	176-2-87-0	94.37	4.80	.18	.65	91	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

JACKSON FARMERS CO OP  
26755 JOHN T REID PKWY  
SCOTTSBORO AL 35768

Dear Jackson farmers Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
22975	L55-2-OG1	91.35	8.02	.58	.05	83	0	NONE

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity and germination percentages found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

LAWRENCE CO EXCH  
P O BOX 487  
MOULTON AL 35650

Dear Lawrence Co Exch.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
22970	L29-2-011	89.13	10.77	0	.10	83	0	NONE

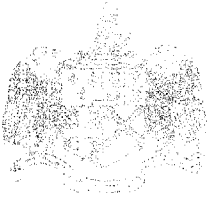
**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

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Montgomery, Alabama 36107-1123



*Ron Sparks*  
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August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

LIMESTONE FARMERS CO OP  
PO BOX 429  
ATHENS AL 35612

Dear Limestone Farmers Co op.,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23137	T03 7	99.10	.37	.01	.52	97	0	CHEAT & CHESS=1
23138	33148-AWP				OK	98	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

M B BELL GRAIN  
P O BOX 99  
SYLVANIA AL 35988

Dear M B Bell Grain.,

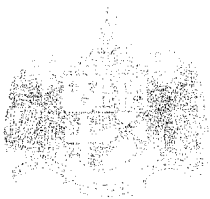
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
22985	B5-3-P3			OK		96	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

COLDWATER SEED & SUPPLY CO INC  
108 6<sup>TH</sup> STREET  
TUSCUMBIA AL 35674

Dear Coldwater Seed & Supply Co Inc,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23052	B5-3-DG1	98.99	.72	0	.29	92	0	NONE
23053	L44-2-7PM			OK		94	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 23, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

DEKALB FARMERS CO OP  
P O BOX 939  
RAINSVILLE AL 35986

Dear Dekalb Farmers Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23148	T03 9			OK		97	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

DONALDSON FEED & GRAIN  
1125 4<sup>TH</sup> AVE N  
BESSEMER AL 35020

Dear Donaldson Feed & Grain,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23005	L76-3-46M	99.05	.78	.17	0	94	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
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Montgomery, AL 36109-0336

FAITHWAY FEED  
P O BOX 995  
GUNTERSVILLE AL 35976

Dear Faithway Feed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23106	T-21902	98.62	.04	.88	.46	97	1	NONE

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY, AND THE COMPLETE KIND NAME (CRIMSON CLOVER) WAS NOT STATED ON THE ANALYSIS TAG.

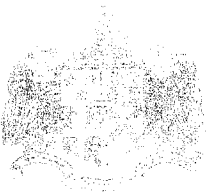
**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity percentage found by our test. complete kind name and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

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Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CT GARVIN FEED & SEED  
2215 HOLMES AVE W  
HUNTSVILLE AL 35816

Dear C T Garvin Feed & Seed,

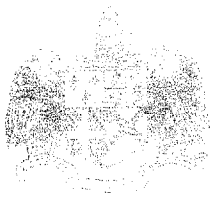
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
22990	T-21453	98.84	.94	.18	.04	89	0	HAIRY CHESS OR CHEAT=117

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 23, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

GROSOUTH INC  
P O BOX 349  
DOTHAN, AL. 36302

Dear GroSouth Inc,

Due to unforeseen computer problems, we are reporting the results of (5) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23257	A478004					84	0	
23258	N046002					97	0	
23259	J067000					92	0	
23260	9154000					88	0	
23261	33149-RAP					85	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

AGRILIANCE-AFC  
P O BOX 2227  
DECATUR AL 35609

Dear AFC.,

Due to unforeseen computer problems, we are reporting the results of (5) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23122	W8-4-CC-402			OK		91	4	NONE
23124	W6-4-CC-13	99.96	.04	0	0	96	2	NONE
23125	W6-3-CC-30	99.96	.04	0	0	97	0	NONE
23126	W6-3-CC-26	99.72	.02	.02	.24	97	1	NONE
23196	LSC-0804			OK		95	0	HAIRY CHESS OR CHEAT= 5

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

ATMORE TRUCKERS ASSN  
P O BOX 367  
ATMORE AL 36502

Dear Atmore Truckers Assn,

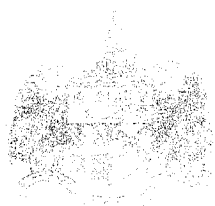
Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23074	L45-3-11-J			OK		96	0	NONE
23075	L10-3-72-G	99.60	.36	.04	0	97	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

BLOUNT CO FARMERS  
810 2<sup>ND</sup> AVE  
ONEONTA AL 35121

Dear Blount Co Farmers.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23144	T-13			OK		98	0	dock=1

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CHARLES W. COOPER  
P O BOX 487  
LOXLEY AL 36551

Dear Charles W. Cooper,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
23071	L38-3-5G	98.70	.29	.62	.39	94	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CLEMMONS & HAMNER SEED INC  
5578 CO RD 34  
KILLEN AL 35645

Dear Clemmons & Hamner Seed Inc,

Due to unforeseen computer problems, we are reporting the results of (6) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23204	LSC-2304	99.62	.19	.19	0	97	0	HAIRY CHESS OR CHEAT=20
23205	04W004			OK		98	0	
23206	04W004			OK		95	0	
23207	04W003			OK		94	0	
23208	LSC-1904			OK		98	0	HAIRY CHESS OR CHEAT=4
23209	LSC-1804W	99.78	.18	.04	0	97	0	HAIRY CHESS OR CHEAT=18

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

COLBERT FARMERS COOP  
P O BOX 474  
LEIGHTON AL 35646

Dear Colbert Farmers Coop,

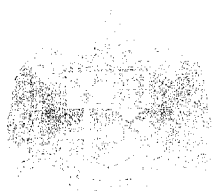
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weeds
22974	P3-3-1	95.74	3.89	.34	.03	87	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 23, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

RHOADES BROTHERS FARM  
4485 HWY 189  
KINSTON AL 36453-4556

Dear Rhoades Brothers Farm,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

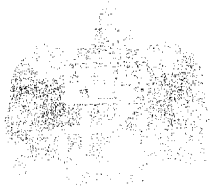
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01587	49-04-01	96.99	3.00	.01	0	65	0	

COMMENT: This lot of seed does not meet the certification standards as to germination and inert material. The minimum standard germination for registered rye is 75% the maximum amount of inert material is 2%.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

BRAGG FARMS  
1180 GRIMWOOD RD  
TONEY AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (13) lot in this form.

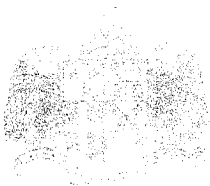
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23115	201	99.90	.10	0	0	95	0	
23180	202	99.90	.10	0	0	95	0	
23181	203	99.97	.03	0	0	92	0	
23182	204	99.97	.03	0	0	94	0	
23183	205	99.97	.03	0	0	94	0	
23184	206	99.97	.03	0	0	94	0	
23185	207	99.97	.03	0	0	98	0	
23186	208	99.97	.03	0	0	95	0	
23187	209	99.80	.20	0	0	97	0	
23188	210	99.80	.20	0	0	94	0	
23189	301	99.90	.10	0	0	99	0	
23190	302	99.97	.03	0	0	98	0	
23191	303	99.97	.03	0	0	97	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
1445 Federal Drive  
Montgomery, Alabama 36107-1123

---



*Ron Sparks*  
Commissioner

**August 23, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

TERRY MEADOWS  
2924 HWY 2  
BONIFAY FL 32425

Dear Mr. Meadows,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01593	150	98.06	1.89	0	.05	90	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 24, 2004

LARRY PARKER  
CO. RD. 452  
KINSTON, AL 36453

Dear Mr. Parker,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01598	LP 136	99.57	.12	0	.31	92		

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 24, 2004

THOMAS BOYD  
659 EMORY BOYD CIRCLE  
CLAYTON, AL 36016

Dear Mr. Boyd,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01554	#567					78	7	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 24, 2004**

DANNY MATHIS  
322 HOSEA MATHIS RD.  
NEWTON, AL 36352

Dear Mr. Mathis,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01597	P.M. 142	99.55	.31	.03	.11	90	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 24, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**WALT WALDEN  
9036 HWY 85  
DALEVILLE, AL 36322**

Dear Mr. Walden,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01601	WW137	99.44	.18	0	.38	87	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 24, 2004

AGRILIANCE-AFC  
PO BOX 2227  
DECATUR, AL 35609

Dear Agrilience-AFC,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23123	LV-A2	99.58	.24	.18	0	90	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 24, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**KENNETH RIDENHOUR  
4209 CO RD 28  
SLOCOMB, AL 36375**

Dear Mr. Ridenhour,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01600	KR 139	99.63	.26	.01	.10	84	0	Wild Radish -6

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 24, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**KENNETH RIDENHOUR**  
**4209 CO RD 28**  
**SLOCOMB, AL 36375**

Dear Mr. Ridenhour,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01599	KR 139	99.43	.12	.22	.23	86	0	Wild Radish-84

**COMMENT:** This lot of seed was found to contain excessive noxious weed seeds. (Wild Radish).

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 24, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**ACIA  
P O BOX 2619  
AUBURN, AL 36831-2619**

Dear ACIA,

Due to unforeseen computer problems, we are reporting the results of (12) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01608	L-1	(Rye)				96	0	
01609	L-2	"				93	0	
01610	L-1	(Jackson Wheat)				85	0	
01611	L-1	(Gore Wheat)				97	0	
01612	401	99.85	.15	0	0	87	0	
01613	402	99.85	.15	0	0	88	0	
01614	403	99.80	.20	0	0	85	0	
01615	404	99.80	.20	0	0	97	0	
01616	405	99.80	.20	0	0	99	0	
01618	407	99.80	.20	0	0	97	0	
01619	408	99.90	.10	0	0	93	0	
01621	410	99.90	.10	0	0	95	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 25, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**C.T. GARVIN FEED & SEED  
2215 HOLMES AVE W  
HUNTSVILLE, AL 35816**

Dear Mr. Garvin,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22993	T-22284	91.43	8.48	0	.09	90	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 25, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**M B BELL JR GRAIN & FERT.  
P O BOX 99  
SYLVANIA, AL 35988**

Dear Mr. Bell,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22981	L73-2-46-0G	92.86	4.92	0	2.22	91	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 26, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

MADISON COUNTY CO-OP,  
P O BOX 68  
HAZEL GREEN, AL 35210

Dear Madison County Coop,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23037	R3P-1499-2	63.51	36.48	.01	0	86	2	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 26, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**UNIVERSAL SEED & SUPPLY**  
**P O BOX 100637**  
**BIRMINGHAM, AL 35210**

Dear Universal Seed & Supply,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23014	L33-1-35P	99.14	.86	0	0	88	0	NONE
23015	2.B110.TA	99.52	.45	.03	0	84	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 27, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**CHEROKEE FARMERS CO-OP**  
**1020 WEST MAIN ST.**  
**CENTRE, AL 35960**

Dear Cherokee Farmers Co-op,

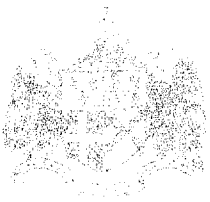
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22998	L76-2-87-0	96.12	3.67	.03	.18	91	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 27

**SOUTHERN STATES  
1399 CHESTNUT BYPASS  
CENTRE, AL 35967**

Dear Southern States,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22999	P703EP3	90.62	6.87	0	2.51	86	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 27, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**SOUTHERN STATES CO-OP  
P O BOX 98  
ONEONTA, AL 35121**

Dear Southern States Coop,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23139	W6-3-CC4			OK		94	1	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 27, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-3336

**ESCAMBIA FARM & SEED  
5060 JACK SPRINGS RD  
ATMORE, AL 36502**

Dear Escambia Farms,

Due to unforeseen computer problems, we are reporting the results of (8) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01622	6481	99.75	.20	0	.05	95	0	
01623	C 6482	99.80	.20	0	0	90	0	
01624	C 6483	99.80	.20	0	0	95	0	
01625	C 6471	99.80	.20	0	0	99	0	
01626	C 6472	99.80	.20	0	0	95	0	
01628	C 6451	99.80	.20	0	0	94	0	
01629	6452	99.80	.20	0	0	97	0	
01630	6453	99.94	.06	0	0	97	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ren Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 27, 2004**

**ACIA  
P O BOX 2619  
AUBURN, AL 36831-2619**

Dear ACIA,

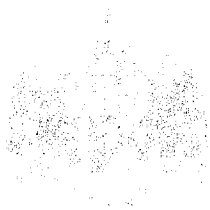
Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01617	406	99.80	.20	0	0	95	0	
01620	409	99.86	.14	0	0	93	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 27, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

VANN FAIN  
3567 GOOSE HOLLOW RD.  
GENEVA, AL 36477

Dear Mr. Fain,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01603	VF 141	99.53	.10	.32	.05	84	0	Wild Radish-131

**COMMENT:** This lot of seed was found to contain excessive noxious weed seeds. (Wild Radish)

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 30, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

JIM CANNON  
4349 ALAFLO RD  
SAMSON AL 36477

Dear Mr. Cannon,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01646	J.L. 151	Citation Oats 87.83	.25	.11	.22	86	0	
		Other Oats 11.59						

**COMMENT:** This lot of seed was found to be mixed. Mixed oats cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Bragg Farms  
1180 Grimwood Rd.  
Toney, AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (3) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23299	407			OK		91	0	None
23300	410			OK		94	0	None
23301	322			OK		95	0	None

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

James Wilkerson  
Rt. 1 Box 346  
Skipperville, AL 36374

Dear Mr. Wilkerson,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01644	44	99.33	0.55	0.04	0.08	93	0	wild radish - 10
01645	51	97.82	1.98	0.17	0.03	81	0	wild radish - 6

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Johnny Register  
561 Commerce St.  
Slocomb, AL 36375

Dear Mr. Register,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01648	J.R. 152	97.28	0.17	0.04	2.51	94	0	dock - 6

**Comment:** This lot of seed is a PVP Title V variety of oats and can only be sold as a certified class of oats when the variety name is stated on the tag.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

Pleas Parker  
9071 E. State Hwy. 52  
Hartford, AL 36344

Dear Mr. Parker,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01606	P.P. 149	99.23	0.77	0	0	88	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 30, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

AGRILIANCE-AFC  
P O BOX 2227  
DECATUR AL 35609

Dear Agriliance-AFC,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23129	L91-1-66	99.54	.46	0	0	96	0	NONE

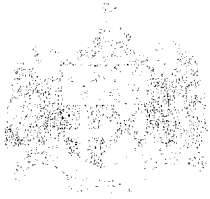
**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Agrilliance-AFC  
P.O. Box 2227  
Decatur, AL 35609

Dear Agrilliance-AFC,

Due to unforeseen computer problems, we are reporting the results of (5) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23132	L101-3-42G			OK		97	0	None
23192	ASD-0405			OK		96	0	None
23193	ASD-0406			OK		98	0	None
23194	B104-4	99.84	0.05	0	0.11	99	0	None
23195	B104-3	99.58	0.32	0.03	0.07	99	0	None

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

Central Farm Supply,  
P.O. Box 1213  
Atmore, AL 36502

Dear Central Farm Supply,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23078	L42-3-9G	99.82	0.17	0.01	0	98	0	None

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

Escambia Farm & Seed  
5060 Jack Springs Rd.  
Atmore, AL 36502

Dear Escambia Farm & Seed,

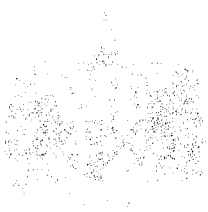
Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23272	11B-1	97.93	2.07	0	0	94	0	None
23273	179-3			OK		96	0	None

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Growers Supply  
5239 Bowden St.  
Frisco City, AL 36445

Dear Growers Supply,

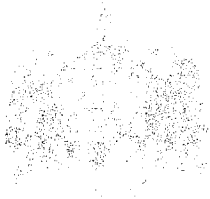
Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23375	81804	99.77	0.23	0	0	90	0	None
23376	81904	99.68	0.32	0	0	96	0	None

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Pennington Seed Inc.  
2210 Industrial Drive  
Cullman, AL 35055

Dear Pennington Seed Inc.,

Due to unforeseen computer problems, we are reporting the results of (3) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23062	L144-4-2AR01	98.61	0.59	0.38	0.42	95	0	hairy chess-18
23157	179-4		OK			99	0	none
23158	179-5		OK			98	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 30, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PIEDMONT FERTILIZER CO.  
P O BOX 71  
OPELIKA AL 36803-0071

Dear Piedmont Fert. Co.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

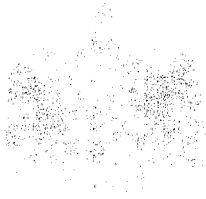
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23225	33149-RAP					68	0	

**COMMENT:** This lot of seed was found to germinate lower than the germination stated on the analysis tag. This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the germination percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

Segrest Feed & Seed Co.  
P.O. Box 339  
Slocumb, AL 36375

Dear Segrest Feed & Seed Co.,

Due to unforeseen computer problems, we are reporting the results of (3) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23079	KF-101-3	99.51	0.40	0.05	0.04	68	4	None
23080	KF-102-03	99.58	0.40	0.02	0	66	3	None
23081	KF-205-03	99.67	0.24	0.09	0	66	3	None

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 30, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

UNIVERSAL SEED & SUPPLY  
P O BOX 100637  
BIRMINGHAM AL 35210

Dear Universal Seed & Supply,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23009	T18094	66.39	33.61	0	0	70	1	NONE

**COMMENT:** This lot of seed was found to germinate lower than the germination stated on the analysis tag. This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the germination percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

Mary C. Money  
555 Co. Rd. 137  
Shorterville, AL 36373

Dear Ms. Money,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01642	37	98.59	1.38	0	0.03	87	0	none
01643	43	99.35	0.60	0	0.05	90	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

Kenneth Lassiter  
629 Dean Rd.  
Slocumb, AL 36375

Dear Mr. Lassiter,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01647	K.L. 146	99.74	0.26	0	0	98	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

Carl Gilman  
2185 N. Hwy. 81  
Westville, FL 32464

Dear Mr. Gilman,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01607	C.G. 146	99.21	0.09	0	0.70	98	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 30, 2004**

Mike Blankenship  
811 Co. Rd. 7  
Newville, AL 35353

Dear Mr. Blankenship,

Due to unforeseen computer problems, we are reporting the results of (5) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01631	38	99.70	0.30	0	0	90	0	none
01632	39	99.67	0.30	0	0.03	87	0	none
01633	40	98.70	0.27	0	1.03	88	0	none
01634	41	99.10	0.43	0	0.47	92	0	none
01635	42	96.78	0.29	0	2.93	87	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



Ron Sparks  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Jimmy Parker  
1865 Newton Creek Rd.  
Dothan, AL 36305

Dear Mr. Parker,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01604	J.P. 147	99.80	0.20	0	0	97	0	none
01605	J.P. 148	97.92	0.17	0.01	1.90	99	0	wild radish - 6

**Comment:** Lot number J.P. 148 is a PVP Title V variety of oats and can only be sold as a certified class of oats when the variety name is stated on the tag.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 30, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

JIM CANNON  
4349 ALAFLO RD  
SAMSON AL 36477

Dear Mr. Cannon,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01646	J.L. 151 Citation Oats	87.83	.25	.11	.22	86	0	
	Other Oats	11.59						

**COMMENT:** This lot of seed was found to be mixed. Mixed oats cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 30, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

ASHLEY BEASLEY  
9374 S. HWY 123  
NEWTON AL 36352

Dear Ms Beasley,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01595	A.B. 140	98.13	.16	1.71	0	85	0	radish=100

**COMMENT:** This lot of seed was found to contain excessive noxious weed seeds (wild radish).

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 30, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CONNIE CLARK  
P O BOX 326  
BOLIGEE AL 35443

Dear Ms Clark,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01478	S3688					86	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Tim Warren  
1967 Co. Rd. 30  
Slocumb, AL 36375

Dear Mr. Warren,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01602	T.W. 143	97.96	0.11	1.67	0.26	48	0	wild radish 90: dock - 1

**Comment:** This lot of seed was found to contain excessive noxious weed seeds (wild radish) and germinate below the minimum germination standard of 60%.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Walt Walden  
9036 Hwy. 85  
Daleville, AL 36322

Dear Mr. Walden,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01650	W.W. 153	99.50	0.48	0	0.02	93	0	none

**Comment:** This variety of oat is a PVP Title V variety which can only be sold as a certified class of oats when it's variety name is stated on the tag.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 30, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**LELAND DAVIS  
1753 BLAKE RD  
SAMSON, AL 36477**

Dear Mr. Davis,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01596	LD 138	99.60	.39	.01	0	83	0	cheat or hairy chess=6

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**August 30, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

TERRY MEADOWS  
2924 HWY 2  
BONIFAY FL 32425

Dear Mr. Meadows,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

**MIXTURE**

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01595	151	Citation oat 75.85 Other oats 20.48	1.59	0	2.08	91	0	

**COMMENT:** This lot of seed was also found to be mixed, mixed oats cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 31, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0335

Dr. Jim Bostic  
Southern Seed Certification Association, Inc.  
P O Box 2619  
Auburn, AL. 36831

Dear Dr. Bostic:

Due to unforeseen computer problems, we are reporting the results of (2) lots for Growers Supply in this form.

Lot No.	Germ	Purity	Inert	Weed	Crop
81804	90	99.77	.23	0	0
81904	96	99.68	.32	0	0

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

Cc: Growers Supply Inc.



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 31, 2004

Farmers Co-op of Ashford  
P.O. Box 433  
Ashford, AL 36312

Dear Farmers Co-op of Ashford,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23267	T-21515			OK		95	2	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 31, 2004

Lauderdale County Co-op  
P.O. Box 796  
Florence, AL 35630

Dear Lauderdale County Co-op,

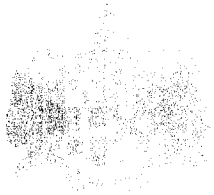
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23215	W8-3-CC-313	99.75	0.15	0.08	0.02	98	1	wild radish - 5

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Bragg Farms  
1180 Grim wood Rd.  
Toney, AL. 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of ( ) lot in this form.

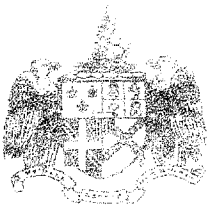
Lab No.	Lot No.	Germ	Hard Seed	Purity	Inert	Weed	Crop
23027	104	77	0	99.70	.30	0	0

**COMMENT:** This lot of seed does not meet certification standards as to germination. The minimum standard germination for certified wheat is 85%. This is a PVP title V variety and can only be sold as a certified class of wheat.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

KRIS BALKCOM  
P O BOX 217  
HEADLAND AL 36345

Dear Mr. Balkcom,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

Lab No.	Lot No.		Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01578	1	Oats	40.52	1.62	.43	.05	98	0	
		Rye	41.80				92	0	
		Ryegrass	15.58				97	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Piedmont Fertilizer Co.  
P O Box 71  
Opelika Al. 36803-0071

Dear Piedmont Fertilizer Co.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Germ	Hard Seed	Purity Inert	Weed	Crop
23226	RP-98	1	0			

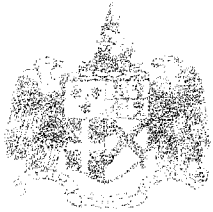
#### **VIOLATION: NO TAG**

**COMMENT:** This lot of seed was found to germinate below the minimum standard germination of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 1, 2004**

Racine's Feed, Garden and Supply  
18250 St. Hwy. 104  
Robertsdale, AL 36567

Dear Racine's Feed, Garden and Supply,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23277	1.29-3-632	99.26	0.73	0.01	0	93	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 3, 2004

Universal Seed & Supply  
P.O. Box 100637  
Birmingham, AL 35210

Dear Universal Seed & Supply,

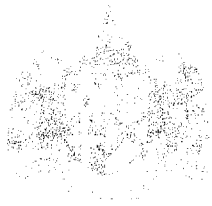
Due to unforeseen computer problems, we are reporting the results of (3) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23327	ASD-0404			OK		92	0	none
23328	04-W007			OK		97	0	
23329	LSC-0204	99.50	0.44	0.01	0.05	98	0	cheat or hairy chess - 8

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 3, 2004

Agrilience-AFC  
P.O. Box 2227  
Decatur, AL 35609

Dear Agrilience-AFC,

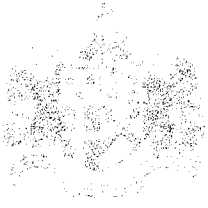
Due to unforeseen computer problems, we are reporting the results of (10) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23130	L141-3-G73	99.06	0.90	0.04	0	94	0	none
23131	L91-1-64	99.71	0.29	0	0	96	0	none
23133	L101-3-43G	99.76	0.24	0	0	98	0	none
23134	L101-3-44G			OK		98	0	none
23304	ASD-0406			OK		93	0	none
23347	04-W011			OK		96	0	none
23355	ASD-0412			OK		98	0	none
23356	ASD-0411			OK		96	0	none
23357	B104-9			OK		99	0	none
23359	B104-8			OK		97	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 3, 2004

Clemmons & Hamner Seed  
5578 Co. Rd. 34  
Killen, AL 35645

Dear Clemmons & Hamner Seed,

Due to unforeseen computer problems, we are reporting the results of (7) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23364	179-7			OK		96	0	none
23365	04-W007			OK		94	0	none
23367	03-W064			OK		95	0	none
23369	LSC-2604			OK		96	0	none
23370	LSC-9704			OK		98	0	cheat or hairy chess - 3
23372	LSC-1504			OK		92	0	cheat or hairy chess - 28
23373	LSC-1704	99.45	0.36	0.10	0.09	97	0	cheat or hairy chess - 35

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336Ron Sparks  
Commissioner

September 3, 2004

Bragg Farms  
1180 Grimwood Rd.  
Toney, AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (21) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23288	304	99.90	0.10	0	0	99	0	
23289	305	99.90	0.10	0	0	99	0	
23290	306	99.90	0.10	0	0	97	0	
23291	307	99.90	0.10	0	0	96	0	
23292	308	99.80	0.20	0	0	97	0	
23293	309	99.90	0.10	0	0	96	0	
23294	310	99.90	0.10	0	0	97	0	
23295	311	99.80	0.20	0	0	98	0	
23296	312	99.85	0.15	0	0	96	0	
23297	313	99.90	0.10	0	0	98	0	
23298	314	99.80	0.20	0	0	98	0	
23330	501	99.90	0.10	0	0	96	0	
23333	504	99.90	0.10	0	0	95	0	
23334	505	99.80	0.20	0	0	93	0	
23335	506	99.90	0.10	0	0	95	0	
23336	507	99.90	0.10	0	0	97	0	
23337	508	99.80	0.20	0	0	98	0	
23338	509	99.90	0.10	0	0	99	0	
23339	510	99.90	0.10	0	0	97	0	
23340	511	99.90	0.10	0	0	97	0	
23341	601	99.90	0.10	0	0	90	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 3, 2004**

Escambia Farm & Seed  
5060 Jack Springs Rd.  
Atmore, AL 36502

Dear Escambia Farm & Seed,

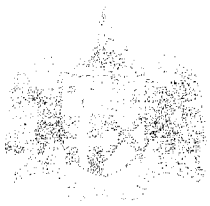
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01627	C 6473	99.80	0.20	0	0	83	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 3, 2004**

Jasper Feed & Seed Supply  
1001 78 Bypass  
Jasper, AL 35501

Dear Jasper Feed & Seed Supply,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23307	ASD-0401			OK		96	0	none
23308	CS-4515			OK		99	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 3, 2004

Mike Blankenship  
811 Co. Rd. 7  
Newville, AL 36353

Dear Mr. Blankenship,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01636	45	96.91	1.21	0.53	1.35	82	0	wild radish - 294
01637	46	90.87	2.56	3.63	2.94	79	0	wild radish - 1638

**Comment:** Both of these lots of seed were found to contain excessive noxious weed seeds (wild radish).

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 3, 2004

Pete Gassett  
P.O. Box 518  
Abbeville, AL 36310

Dear Mr. Gassett,

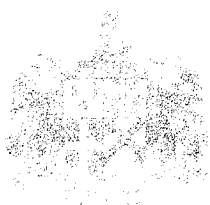
Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01638	47	98.95	0.56	0	0.49	73	0	none
01640	49	99.63	0.37	0	0	85	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SEPTEMBER 3, 2004

LAUDERDALE COUNTY CO-OP  
P O BOX 796  
FLORENCE, AL 35630

Dear Lauderdale County Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

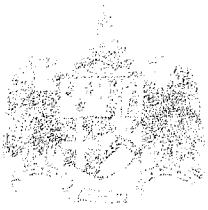
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23217	R3N-1686-2	64.21	35.79	0	0	47	1	NONE

**VIOLATION: THE COATING MATERIAL WAS NOT STATED WITH THE INERT MATTER AND THE GERMINATION WAS FOUND TO BE BELOW THE MINIMUM STANDARD OF 60%; THEREFORE THIS LOT OF SEEDS CANNOT BE OFFERED FOR SALE IN ALABAMA.**

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 03, 2004**

**LAUDERDALE COUNTY CO-OP  
P O BOX 796  
FLORENCE, AL 35630**

Dear Lauderdale County Co-op.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23216	8636	62.70	37.30	0	0	86	8	NONE

**VIOLATION: NO TAG- THIS LOT OF SEED MAY BE OFFERED FOR SALE AFTER IT HAS BEEN PROPERLY LABELED & A COPY OF THE TAG MUST BE SENT TO THIS OFFICE.**

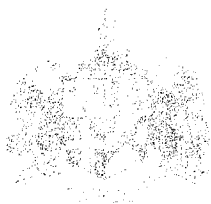
**COMMENT:** The coating material must be included with the inert matter as well as stated separately on the analysis tag.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 3, 2004**

Lauderdale County Co-op  
P.O. Box 796  
Florence, AL 35630

Dear Lauderdale County Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23214	173-2-WC13			OK		76	8	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 3, 2004**

Limestone County Co-op  
P.O. Box 429  
Athens, AL 35612

Dear Limestone County Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23136	W6-2-STF-59		OK			92	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 3, 2004**

Pennington Seed Inc.  
2210 Industrial Dr. SW  
Cullman, AL 35055

Dear Pennington Seed Inc.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23155	1.144-3-2AR335	97.87	0.52	0.21	1.40	93	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SEPTEMBER 3, 2004

PENNINGTON SEED  
2210 INDUSTRIAL DR SW  
CULLMAN, AL 35055

Dear Pennington Seed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23166	D4010	62.70	37.30	0	0	86	11	NONE

**VIOLATION: THE COATING MATERIAL WAS NOT INCLUDED WITH THE INERT MATTER AND THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY. THE COATING MATERIAL MUST BE STATED WITH THE INERT MATTER AS WELL AS STATED SEPARATELY ON THE ANALYSIS TAG. THIS LOT OF SEED MAY STILL BE OFFERED FOR SALE AFTER CORRECTING EACH ANALYSIS TAG OR RELABELING EACH BAG OF SEEDS IN REGARD TO THE PURITY PERCENTAGE FOUND BY OUR TEST, AND COATING MATERIAL AND A COPY OF THE CORRECTED ANALYSIS TAG MUST BE SENT TO THIS OFFICE.**

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

SEPTEMBER 3, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PIEDMONT FERTILIZER CO.  
P O BOX 71  
OPELIKA, AL 3680.

Dear Piedmont Fertiliz

Due to unforesee  
this form.

*Our original violations*

results of (1) lot in

Lab No.	Lot No.	Purity
23218	SS-03-238	65.89

ous Weed  
IONE

**VIOLATION: NO TAG-THIS  
BEEN PROPERLY LABELED**

**NOT FOR SALE AFTER IT HAS  
THE TAG MUST BE SENT TO THIS OFFICE.**

**COMMENT:** When labeling this lot off seeds include the coating material with the inert matter and also list the coating material separately on the analysis tag.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 3, 2004

Seed Processors Inc.  
1032 US Hwy 231  
Wetumpka, AL 36093

Dear Seed Processors Inc.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23381	04-W008			OK		97	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 3, 2004**

Southern States Co-op  
P.O. Box 198  
Oneonta, AL 35121

Dear Southern States Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23140	W10-2-TF14			OK		81	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 7, 2004

Universal Seed & Supply  
P.O. Box 100637  
Birmingham, AL 35210

Dear Universal Seed & Supply,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23324	M9-3-C'C-192		OK			94	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 07, 2004**

**AGRILIANCE-AFC  
P O BOX 86  
DECATUR, AL**

Dear AGRILIANCE-AFC,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23120	LV-TCENT	99.81	.03	.16	0	72	0	NONE

**VIOLATION: THIS LOT OF SEEDS WAS FOUND TO GERMINATE LOWER THAN THE GERMINATION CLAIM ON THE ANALYSIS TAG.**

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the germination percentage found by our test and a copy of the corrected analysis tag must be sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 7, 2004**

Agriliance-AFC  
P.O. Box 2227  
Decatur, AL 35609

Dear Agriliance-AFC

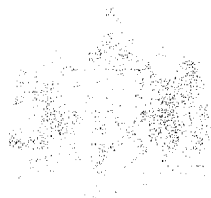
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23305	604 A	97.34	2.59	0.02	0.05	88	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123

---



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 7, 2004

Coastal Ag Services  
23885 Wolf Bay Dr.  
Foley, AL 36535

Dear Coastal Ag Services,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23374	CO365					77	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 07, 2004

BURKE THOMAS  
401 AZALEA RD  
HARTFORD, AL 36344

Dear Mr. Thomas,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01649	BK 131	99.11	.61	0	.28	79	0	

**COMMENT:** This Oat variety is PVP title V protected which means that it can only be sold as a class of certified seeds.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 7, 2004**

Bragg Farms  
1180 Grimwood Rd.  
Toney, AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23331	502	99.90	0.10			88	0	
23332	503	99.90	0.10			91	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 7, 2004**

Farmers Co-op Of Ashford  
P.O. Box 433  
Ashford, AL 36313

Dear Farmers Co-op of Ashford,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23268	33147-AWP		OK			97	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 7, 2004

Gro South  
P.O. Box 2268  
Dothan, AL 36302

Dear Gro South,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23264	33161-AWP	99.44	0.41	0.01	0.14	95	0	none
23266	33135-AWP			OK		96	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**SEPTEMBER 7, 2004**

**GRO SOUTH  
1827 COLUMBIA HWY  
DOTHAN, AL 36302**

Dear Gro South,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23265	33148-AWP			OK		94	0	NONE

**VIOLATION: THE NOXIOUS WEED SEEDS CLAIMED ON THE ANALYSIS TAG WERE NOT LISTED BY KIND NAME.**

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the noxious weed seed kind name and a copy of the corrected analysis tag must be sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 7, 2004**

Faithway Feed Co.  
P.O. Box 995  
Guntersville, AL 35976

Dear Faithway Feed Co.,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23342	34100-AWP			OK		97	0	
23344	A0537					90	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 7, 2004

Lauderdale County Co-op  
P.O. Box 796  
Florence, AL 35630

Dear Lauderdale County Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23211	1121-3-R15	99.67	0.25	0.08	0	97	0	cheat or hairy chess - 9

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**SEPTEMBER 7, 2004**

**JASPER FEED & SEED  
1001 78 BYPASS  
JASPER, AL 35501**

Dear Jasper Feed & Seed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23310	RP35					81	0	NONE

**VIOLATION: THIS LOT OF SEED WAS FOUND TO GERMINATE LOWER THAN WAS STATED ON THE ANALYSIS TAG.**

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the germination percentage found by our test and a copy of the corrected analysis tag must be sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

SEPTEMBER 7, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**PENNINGTON SEED INC.  
2210 INDUSTRIAL DR SW  
CULLMAN, AL 35055**

Dear Pennington Seed Inc.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23064	30643GGR	97.69	.41	.23	1.67	86	0	cheat or hairy chess=72 Bermuda grass=18

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123

*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 7, 2004

Pennington Seed Inc.  
2210 Industrial Dr. Sw  
Cullman, AL 35055

Dear Pennington Seed Inc.,

Due to unforeseen computer problems, we are reporting the results of (5) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23163	14-3-152G	99.05	0.67	0.28	0	97	0	none
23280	1.144-3-0AR332	97.80	0.78	0.14	1.28	96	0	cheat or hairy chess - 9
23287	AP03			OK		97	0	none
23320	4-7-CC'	99.70	0.23	0.07	0	87	2	none
23323	4-17-CC'			OK		86	7	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 07, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**JASPER FEED & SUPPLY**  
**1001 78 BYPASS**  
**JASPER, AL 35501**

Dear Jasper Feed & Seed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23309	Y38-3-CC-09			OK		98	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 7, 2004**

Marion County Co-op  
P.O. Box 219  
Hamilton, AL 35570

Dear Marion County Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23315	W8-3-CC-313			OK		94	3	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**SEPTEMBER 7, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**MID STATE FARMERS CO-OP  
P O BOX 468  
CLANTON, AL 35045**

Dear Mid State Farmers Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23095	175	98.60	1.33	.07	0	25	40	NONE

**COMMENT:** THIS LOT OF SEED WAS FOUND TO HAVE GERMINATION AND DORMANT SEED PERCENTAGES DIFFERENT FROM THOSE STATED ON THE ANALYSIS TAG. THIS LOT OF SEED MAY STILL BE OFFERED FOR SALE AFTER CORRECTING EACH ANALYSIS TAG OR RELABELING EACH BAG OF SEED IN REGARD TO THE GERMINATION AND DORMANT SEED PERCENTAGES FOUND BY OUR TEST AND A COPY OF THE CORRECTED ANALYSIS TAG MUST BE SENT TO THIS OFFICE.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**SEPTEMBER 7, 2004**

**HELENA CHEMICAL CO.  
P O BOX 994  
ATMORE, AL 36502**

Dear Helena Chemical Co.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23276	L39-3-R232	98.78	.86	.36	0	90	0	NONE

**VIOLATION: THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.**

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity percentage found by our test and a copy of the corrected analysis tag must be sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 8, 2004**

Pennington Seed Inc.  
2210 Industrial Dr. SW  
Cullman, AL 35055

Dear Pennington Seed Inc.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23156	R3-2467-25			OK		95	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 8, 2004**

Pettit Farm Supply  
50001 St. Hwy. 79  
Blountsville, AL 35031

Dear Pettit Farm Supply,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23346	LA3-3-16	99.39	0.06	0.25	0.30	92	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 8, 2004**

Blount County Co-op  
810 2<sup>nd</sup> Avenue E.  
Oneonta, AL 35121

Dear Blount County Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23146	W6-2-STF-59			OK		85	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

SEPTEMBER 8, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**FAITHWAY FEED CO.**  
**P O BOX 995**  
**GUNTERSVILLE, AL 35976**

Dear Faithway Feed Co.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23105	170	94.48	.49	.47	4.56	85	0	cheat & hairy chess=27 dock=9

**VIOLATION: THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.**

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity percentage found by our test and a copy of the corrected analysis tag must be sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 8, 2004**

Fayette Farmers Co-op  
615 Columbus St. E.  
Fayette, AL 35555

Dear Fayette Farmers Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23312	P3-3-12	99.12	0.36	0.07	0.45	92	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**SEPTEMBER 8, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**FAYETTE FARMERS CO-OP  
615 COLUMBUS ST. EAST  
FAYETTE, AL 35555**

Dear Fayette Farmers Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

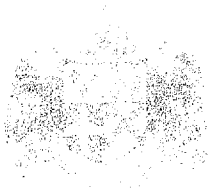
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23314	1	98.68	1.29	.02	.01	95	0	NONE

**VIOLATION: NO TAG-THIS LOT OF SEED MAY BE OFFERED FOR SALE AFTER IT HAS BEEN PROPERLY LABELED & A COPY OF THE TAG MUST BE SENT TO THIS OFFICE.**

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 9, 2004

Pennington Seed Inc.  
2210 Industrial Dr. SW  
Cullman, AL 35055

Dear Pennington Seed Inc.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23321	4-10-CC	99.67	0.32	0	0.01	90	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 9, 2004

Agriliance-AFC  
P.O. Box 2227  
Decatur, AL 35609

Dear Agriliance-AFC,

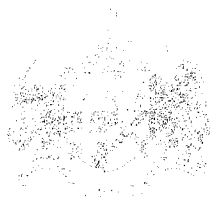
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23348	AFC-02-2004		OK			77	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
1445 Federal Drive  
Montgomery, Alabama 36107-1123

---



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 9, 2004**

Fayette Farmers Co-op  
615 Columbus St. E  
Fayette, AL 35555

Dear Fayette Farmers Co-op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23313	11D-1	99.47	0.28	0.03	0.22	86	0	wild radish - 1

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

STATE OF ALABAMA

DEPARTMENT OF AGRICULTURE AND INDUSTRIES  
1445 Federal Drive  
Montgomery, Alabama 36107-1123



Ron Sparks  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 9, 2004

Bragg Farms,  
1180 Grimwood Rd.  
Toney, AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (9) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23107	110	99.80	0.20	0	0	83	0	
23108	111	99.75	0.25	0	0	81	0	
23109	112	99.85	0.15	0	0	74	0	
23110	113	99.85	0.15	0	0	79	0	
23111	114	99.80	0.20	0	0	79	0	
23112	115	99.85	0.15	0	0	73	0	
23113	116	99.90	0.10	0	0	79	0	
23114	117	99.90	0.10	0	0	85	0	
23302	613-3501	99.90	0.10	0	0	82	0	

**Comment:** The following lots of seeds 110-116 do not meet certification standards as to germination. The minimum standard germination for a class of certified wheat is 85%.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SCOTTS FEED & SEED  
146 CO RD 42 EAST  
ABBEVILLE AL 36310

Dear Scotts Feed & Seed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23247	CBM2003D							wild turnip or mustard

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO CONTAIN EXCESSIVE NOXIOUS WEEDS: THEREFORE, THESE SEED CANNOT BE SOLD IN ALABAMA.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ken Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CENTRAL AL FARMERS CO OP  
P O BOX 519  
DEMOPOLIS AL 36732

Dear Central Al Farmers Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23230	W6-1066	99.96	.04	0	0	91	6	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CLEMMENS & HAMNER SEED  
5578 CO RD 34  
KILLEN AL 35645

Dear Clemmens & Hamner Seed,

Due to unforeseen computer problems, we are reporting the results of (3) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23201	4	99.68	.07	0	.25	99	0	
23202	5	99.66	.10	0	.24	99	0	
23203	6	99.75	.20	0	.05	98	0	

**VIOLATION:** THESE LOTS OF SEEDS WERE SHIPPED INTO THE STATE WITHOUT BEING PROPERLY TAGGED OR A MASTER ANALYSIS REPORT.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

COLDWATER SEED & SUPPLY CO INC  
108 6<sup>TH</sup> ST  
TUSCUMBIA AL 35674

Dear Coldwater Seed & Supply Co Inc,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23054	L144-2-0ENV79G	99.58	.40	0	.02	54	0	NONE

**COMMENT:** This lot of seed was also found to germinate below the minimum standard germination of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

LAUDERDALE CO COP  
P O BOX 796  
FLORENCE AL 35630

Dear Lauderdale Co Co op,

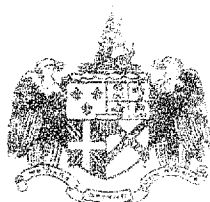
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23210	L144-3-ORBSU26	98.81	1.19	0	0	85	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**September 10, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

LAUDERDALE CO COP  
P O BOX 796  
FLORENCE AL 35630

Dear Lauderdale Co Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23213	Y6-9-AC-11	98.86	.12	1.02	0	66	11	buckhorn plantain= 15

COMMENT: This lot of seed was found to germinate lower than the germination claimed on the analysis tag. This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the germination percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PENNINGTON SEEDS INC  
2210 INDUSTRIAL DR SW  
CULLMAN AL 35055

Dear Pennington Seed Inc,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23285	415923			OK		94	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PIEDMONT FERT. CO.  
P O BOX 71  
OPELIKA AL 36803-0071

Dear Piedmont Fert. Co.,

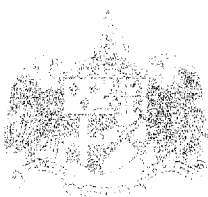
Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23219	W6-1-AL-1000	OK				91	6	NONE
23220	W6-2-AL-4	99.72	.14	.14	0	91	6	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

MADISON COUNTY CO OP  
P O BOX 68  
HAZEL GREEN AL 35750-0068

Dear Madison County Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23035	1.B134.N	99.29	.71	0	0	46	0	NONE

**COMMENT:** This lot of seed was also found to germinate below the minimum standard germination of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

M B BELL GRAIN & FERT.  
P O BOX 99  
SYLVANIA AL 35988

Dear M B Bell Grain & Fert,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22984	L141-I-F19	99.09	.38	.10	.43	36	0	hairy chess or cheat= 27

**VIOLATION:** THE ENDOPHYTE PERCENTAGE WAS NOT STATED ON THE ANALYSIS TAG.

**COMMENT:** This lot of seed was also found to germinate below the minimum standard germination of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

HARVEST FEED MILL  
P O BOX 117  
HARVEST AL 35749

Dear Harvest Feed Mill,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23199	T-20443	97.94	1.96	.10	0	77	0	Dock=9

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seed in regard to the purity and germination percentages found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 10, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SCOTTS FEED & SEED  
146 CO RD 42 EAST  
ABBEVILLE AL 36310

Dear Scotts Feed & Seed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23249	WG-8-AL-001	99.52	.14	.34	0	91	6	NONE

**VIOLATION:** NO TAG- THIS LOT OF SEED MAY BE OFFERED FOR SALE AFTER IT HAS BEEN CORRECTLY LABELED.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

UNIVERSAL SEED & SUPPLY  
P O BOX 100637  
BIRMINGHAM AL 35210

Dear Universal Seed & Supply,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23325	L5-4-GR9B	98.93	1.06	.01	0	90	0	NONE

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

**COMMENT:** This lot of seeds may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity percentages found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

AGRILIANCE-AFC  
P O BOX 2227  
DECATUR AL. 35609

Dear Agriliance-AFC,

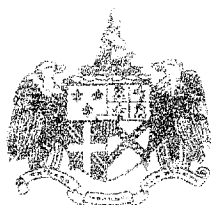
Due to unforeseen computer problems, we are reporting the results of (7) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23350	L43-4-24AM	99.23	.77	0	0	96	0	NONE
23351	L43-4-25AM	99.38	.62	0	0	95	0	NONE
23352	L44-4-M7				OK	96	0	NONE
23353	L44-4-M8	99.05	.61	0	.34	94	0	NONE
23354	L44-4-M9				OK	95	0	NONE
23358	L40-4-M26				OK	94	0	NONE
23362	L40-4-M25				OK	93	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**September 13, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

BLOUNT COUNTY CO-OP  
810 2<sup>ND</sup> AVE  
ONEONTA AL 35121

Dear Blount County Coop,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23145	L29-2-011	93.46	6.13	.20	.21	86	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

FAITHWAY FEED CO  
P O BOX 995  
GUNTERSVILLE AL 35976

Dear Faithway Feed Co,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23343	L43-3-86G							

OK 98 0 NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PENNINGTON SEED INC  
2210 INDUSTRIAL DR SW  
CULLMAN AL 35055

Dear Pennington Seed Inc,

Due to unforeseen computer problems, we are reporting the results of (6) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23153	3-617	97.07	.32	.10	2.51	86	0	Dock=9, Hairy Chess or Cheat = 9, Buckhorn Plantain=9
23164	30SPI-PB05	99.14	.64	.13	.09	56	36	NONE
23279	L144-3-OAR331	97.91	.62	.28	1.19	95	0	Hairy chess=45
23281	L144-3-2AR334	97.17	1.05	.18	1.60	96	0	NONE
23282	L144-3-2AR336	98.69	.64	.24	.43	96	0	Sheep sorrel=9
23283	L144-3-OAR333	96.69	.82	.45	2.04	96	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PENNINGTON SEEDS INC  
2210 INDUSTRIAL DR SW  
CULLMAN AL 35005

Dear Pennington Seeds Inc,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23162	PF051704	99.50	.31	.19	0	80	1	NONE

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PENNINGTON SEEDS INC  
2210 INDUSTRIAL DR SW  
CULLMAN AL 35005

Dear Pennington Seeds Inc,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23286	320814GGR-IV	96.28	2.32	0	1.40	85	0	hairy chess or cheat = 9

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the purity percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

MADISON COUNTY CO OP  
P O BOX 68  
HAZEL GREEN AL 35750-0068

Dear Madison County Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

Lab No.	Lot No.		Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23033	L76-2-87-0	Ochardgrass	87.27	5.37	.01	0	91	0	NONE
		Red fescue	7.35				84	0	

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE A MIXTURE: THEREFORE, IT IS MISLABELED.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SEEDSOUTH INC  
P O BOX 2268  
DOTHAN AL 36302

Dear SeedSouth Inc,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23068	KF-204-03	99.06	.85	.07	.02	66	0	NONE

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO HAVE A GERMINATION AND DORMANT SEED PERCENTAGE DIFFERENT FROM THAT STATED ON THE ANALYSIS TAG.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the germination and dormant seed percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SEEDSOUTH INC  
P O BOX 2268  
DOTHAN AL 36302

Dear SeedSouth Inc,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23069	KF-205-03	99.54	.35	.11	0	76	0	NONE

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO HAVE A GERMINATION AND DORMANT SEED PERCENTAGE DIFFERENT FROM THAT STATED ON THE ANALYSIS TAG.

**COMMENT:** This lot of seed may still be offered for sale after correcting each analysis tag or relabeling each bag of seeds in regard to the germination and dormant seed percentage found by our test and a copy of the corrected analysis tag has been sent to this office.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SOUTHERN STATES CO OP  
106 13<sup>TH</sup> STREET SW  
CULLMAN AL 35055

Dear Southern States Coop,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23317	L29-3-581	99.47	.48	0	.05	98	0	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SOUTHERN STATES CO OP  
P O BOX 97  
DANVILLE AL 35619

Dear Southern States Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
22963	B12-1-7	93.72	5.73	.55	0	49	0	NONE

**COMMENT:** This lot of seed was found to germinate below the minimum standard germination of 60%; therefore, this lot of seeds cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SOUTHERN STATES CO OP  
P O BOX 198  
ONEONTA AL 35121

Dear Southern States Co op,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23143	B30-0-78M	90.49	9.25	.22	.04	10	0	NONE

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

**COMMENT:** This lot of seed was found to germinate below the minimum standard germination of 60%; therefore, this lot of seeds cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 15, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

SCOTT'S FEED & SEED  
146 CO RD 42 EAST  
ABBEVILLE AL 36310

Dear Scott's Feed & Seed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

Lab No.	Lot No.		Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23246	NZM2003	Brassica spp	83.44	.08	.73	.11	20	0	Bermudagrass=91
		White Clover	15.64				61	33	

**VIOLATION:** THIS LOT OF SEED WAS FOUND TO BE MISBRANDED AS TO PURITY.

COMMENT: The Brassica part of the mixture was found to germinate below the minimum germination standard of 60%; therefore, this lot of seeds cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA****DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**September 15, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

AGRILIANCE-AFC  
P O BOX 2227  
DECATUR AL 35609

Dear Agriliance-AFC,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23121	3-541	95.75	.50	.21	3.54	85	0	Dock=9, Sheep Sorrel=18, Cheat or Hairy Chess=27
23361	P49-9-45			OK		87	5	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 15, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

FAYETTE FARMERS COOP  
615 COLUMBUS ST EAST  
FAYETTE AL 35555

Dear Fayette Farmers Coop,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23311	W6-2-AL-1	99.77	.17	0	.06	94	4	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 15, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

GROSOUTH INC  
1827 COLUMBIA HWY  
DOTHAN AL 36302

Dear Grosouth Inc,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23263	Y16-01-HV-01		OK			84	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 15, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PENNINGTON SEED INC  
2210 INDUSTRIAL DR SW  
CULLMAN AL 35055

Dear Pennington Seed Inc,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23278	3-664	95.96	.41	.12	3.51	84	0	Dock=18, Sheep Sorrel=27

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 15, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PIEDMONT FERTILIZER CO  
PO BOX 71  
OPELIKA AL 36803-0071

Dear Piedmont Fertilizer Co,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23227	W6-0-HV-018		OK		84		1	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA****DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 24, 2004

Growers Supply  
5239 Bowden St  
Frisco City, Al 36445

Dear Growers Supply..

Due to unforeseen computer problems, we are reporting the results of (1) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23607	1-10	99.58	.40	.02	0			wild radish=9

**VIOLATION:** This lot of seed does not meet certification standards as to noxious weed seed content. Certified wheat can not have noxious weeds seed. This lot of seed had (2) wild radishes.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 24, 2004

Growers Supply  
5239 Bowden St  
Frisco City, AL 36445

Dear Growers Supply.,

Due to unforeseen computer problems, we are reporting the results of (1) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23605	7-12	99.65	.35	0	0			

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 24, 2004

Growers Supply  
5239 Bowden St  
Frisco City, AL 36445

Dear Growers Supply.,

Due to unforeseen computer problems, we are reporting the results of (1) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23605	7-12	99.65	.35	0	0			

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 15, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

RHOADES BROS. FARM  
4485 HWY 189  
KINSTON AL 36453-4556

Dear Rhoades Bros. Farm,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01587	49-04-01	96.99	3	.01	0	72	0	

**COMMENT:** This lot of seeds does not meet certification standards as to inert content and germination. The maximum inert content for certified rye is 2% and the minimum germination is 75%.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 15, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

PETE GASSETT  
P O BOX 518  
ABBEVILLE AL 36310

Dear Pete Gassett,

Due to unforeseen computer problems, we are reporting the results of (2) lot in this form.

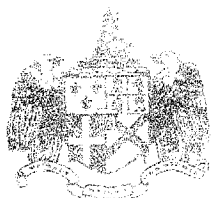
Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01639	48	99.66	.24	0	.10	56	0	
01641	50	99.40	.57	0	.03	60	0	

**COMMENT:** LOT# 48 was found to germinate below the minimum standard germination of 60%.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CLET VERHOFF  
8335 CAHABA RD  
ORRVILLE AL 36767

Dear Clet Verhoff,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01591	107	94.99	4.80	.10	.11	82	8	NONE

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 13, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

CLET VERHOFF & JOHN SUTTLE  
8335 CAHABA RD  
ORRVILLE AL 36767

Dear Clet Verhoff & John Suttle,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01592	108	94.52	5.44	.04	0	79	9	Dock=18

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**August 31, 2004**

Pennington Seed Inc.  
2210 Industrial Dr. SW  
Cullman, AL 35055

Dear Pennington Seed,

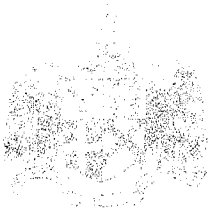
Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23165	Y13-3-CC-1	99.33	0.23	0.44	0	94	1	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 31, 2004

Scotts Feed & Seed  
146 Co. Rd. 42 East  
Abbeville, AL 36310

Dear Scotts Feed & Seed,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23248	T-21323	99.65	0.16	0.19	0	92	0	wild radish - 5

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 31, 2004

Southern States  
P.O. Box 545  
Arab, AL 35016

Dear Southern States,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23117	B24-3-12	93.35	5.34	0.03	1.28	90	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

KRIS BALKCOM  
P O BOX 217  
HEADLAND AL 36345

Dear Mr. Balkcom,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

### MIXTURE

Lab No.	Lot No.		Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
01578	1	Oats	40.52	1.62	.43	.05	98	0	
		Rye	41.80				92	0	
		Ryegrass	15.58				97	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

**September 1, 2004**

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Colbert Farmers Coop  
P O Box 474  
Leighton, Al 35646

Dear Colbert Farmers Coop,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Germ	Hard Seed	Purity	Inert	Weed	Crop
22973	R3N-1937-2	55	0	67.05	32.95	0	0

**COMMENT:** This lot of seed was found to germinate below the minimum standard germination of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

GroSouth Inc.  
P O Box 349  
Montgomery, Al. 36101

Dear GroSouth Inc.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Germ	Hard Seed	Purity	Inert	Weed	Crop
23256	9517000	8	0				

**COMMENT:** This lot of seed was found to germinate below the minimum standard germination of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

GroSouth Inc.  
P O Box 349  
Montgomery, Al. 36101

Dear GroSouth Inc.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Germ	Hard Seed	Purity	Inert	Weed	Crop
23256	9517000	8	0				

**COMMENT:** This lot of seed was found to germinate below the minimum standard germination of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 1, 2004**

Harvest Feed Mill  
P.O. Box 117  
Harvest, AL 35749

Dear Harvest Feed Mill,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23197	L185-3-51PM	99.17	0.77	0.06	0	95	0	none
23198	L183-2-80	99.82	0.16	0.02	0	96	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Mack Peel  
31 Eufaula St.  
Louisville, Al. 36048

Dear Mr. Peel

Due to unforeseen computer problems, we are reporting the results of (2) lots for Clayton Seed Cleaners in this form.

Lab No.	Lot No.	Germ	Purity	Inert	Weed	Crop
23232	04025-C		94.39	5.61	0	0
23233	04026-C		94.01	5.99	0	0

**COMMENT:** This lot of seed does not meet certification standards as to inert content, maximum allowed is 5%; This lot of seed cannot be offered for sale in Alabama in its present condition; however: It can be re-cleaned under the supervision of an inspector and another sample drawn and submitted to this laboratory.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

Cc: Clayton Seed Cleaners



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Mack Peel  
31 Eufaula St.  
Louisville, AL. 36048

Dear Mr. Mack Peel,

Due to unforeseen computer problems, we are reporting the results of (3) lot for Clayton Seed Cleaners in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Noxious Weeds
23236	04030-C	93.38	6.51	.08	.03	dock=108
23237	04-048-C	98.85	1.14	.01	0	dock=36
23238	04. 049-C	96.57	3.29	.14	0	dock=9

**COMMENT:** This lot of seed does not meet certification standards as to noxious weed seed content (none are allowed); This lot of seed cannot be offered for sale in Alabama in its present condition; however: It can be re-cleaned under the supervision of an inspector and another sample drawn and submitted to this laboratory.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

Cc: Clayton Seed Cleaners





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Mack Peel  
31 Eufaula St.  
Louisville, AL. 36048

Dear Mr. Mack Peel,

Due to unforeseen computer problems, we are reporting the results of (3) lot for Clayton Seed Cleaners in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Noxious Weeds
23236	04030-C	93.38	6.51	.08	.03	dock=108
23237	04-048-C	98.85	1.14	.01	0	dock=36
23238	04. 049-C	96.57	3.29	.14	0	dock=9

**COMMENT:** This lot of seed does not meet certification standards as to noxious weed seed content (none are allowed); This lot of seed cannot be offered for sale in Alabama in its present condition; however: It can be re-cleaned under the supervision of an inspector and another sample drawn and submitted to this laboratory.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

Cc: Clayton Seed Cleaners



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Mack Peel  
31 Eufaula St.  
Louisville, Al. 36048

Dear Mr. Peel

Due to unforeseen computer problems, we are reporting the results of (2) lots for Clayton Seed Cleaners in this form.

Lab No.	Lot No.	Germ	Purity	Inert	Weed	Crop
23232	04025-C		94.39	5.61	0	0
23233	04026-C		94.01	5.99	0	0

**COMMENT:** This lot of seed does not meet certification standards as to inert content, maximum allowed is 5%; This lot of seed cannot be offered for sale in Alabama in its present condition; however: It can be re-cleaned under the supervision of an inspector and another sample drawn and submitted to this laboratory.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

Cc: Clayton Seed Cleaners



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Pennington Seeds Inc.  
2210 Industrial Dr SW  
Cullman, AL 35055

Dear Pennington Seeds Inc.,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Noxious Weeds
23322	8-11	94.01	.60	.59	4.80	dock=9, sheep sorrel=63, cheat or hairy chess=36, bermudagrass=630, buckhorn plantain=1

**VIOLATION: THIS LOT OF SEED WAS FOUND TO CONTAIN EXCESSIVE NOXIOUS WEED SEEDS: THEREFORE, THESE SEED CANNOT BE SOLD IN ALABAMA IN ITS PRESENT CONDITION; HOWEVER, IT CAN BE RE-CLEANED UNDER THE SUPERVISION OF AND INSPECTOR AND ANOTHER SAMPLE DRAWN AND SUBMITTED TO THIS LABORATORY.**

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

**STATE OF ALABAMA**

**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

**September 1, 2004**

Pennington Seed Inc.  
2210 Industrial Dr. SW  
Cullman, AL 35055

Dear Pennington Seed Inc.,

Due to unforeseen computer problems, we are reporting the results of (5) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23058	R3-3011-25			OK		92	0	none
23059	EB-2467-25	99.05	0.95	0	0	97	0	none
23060	EB-2467-25	99.29	0.71	0	0	91	0	none
23061	R3-2467-25			OK		96	0	none
23063	2069B	95.79	0.67	0.46	3.08	96	0	none

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Bragg Farms  
1180 Grim wood Rd.  
Toney, AL. 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Germ	Hard Seed	Purity	Inert	Weed	Crop
23027	104	77	0	99.70	.30	0	0

**COMMENT:** This lot of seed does not meet certification standards as to germination. The minimum standard germination for certified wheat is 85%. This is a PVP title V variety and can only be sold as a certified class of wheat.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123Ron Sparks  
CommissionerMailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Seed Division

Phone: (334) 240-7140

Fax (334) 240-7193

LAB NO 21130

LOT NO **JC114**

INSP NO 144-M

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

This report shows the analysis given on the analysis tag and that found in the Seed Testing Laboratory. The part of the information printed in HEAVY TYPE is required by law on the analysis tag. Any mislabling is indicated when in violation of the law. N.S. STANDS FOR "NOT STATED ON THE ANALYSIS TAG". When writing or phoning about these seeds please give the LABORATORY TEST NO. AND INSPECTOR'S NUMBER.

Seed Sample Collected at: SEGREST SEED CO SLOCOMB AL

Seed were shipped by: INTEST

Name Address on tag: INTEST

Date Rec'd. 01/29/2004 Date of Report 03/09/2004 Where Grown NS Net Wt. 50 Bags on Hand 287

Variety Common Name Given on Tag **BROWNTOP MILLET**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.55</b>	<b>.43</b>	<b>.02</b>	<b>0</b>	<b>71</b>	<b>1</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**Found: **NONE**

VIOLATION: REASON

COMMENTS 287 BAGS \*INTEST; RETEST OF 2/23/04.

Director

Seed Division

Exhibit L5

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123
*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Seed Division

Phone: (334) 240-7140

Fax (334) 240-7193

LAB NO 21131

LOT NO **JC113**

INSP NO 145-M

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

This report shows the analysis given on the analysis tag and that found in the Seed Testing Laboratory. The part of the information printed in **HEAVY TYPE** is required by law on the analysis tag. Any mislabling is indicated when in violation of the law. **N.S.** STANDS FOR "NOT STATED ON THE ANALYSIS TAG". When writing or phoning about these seeds please give the **LABORATORY TEST NO. AND INSPECTOR'S NUMBER.**

Seed Sample Collected at: SEGREST SEED CO SLOCOMB AL

Seed were shipped by: **INTEST**Name Address on tag: **INTEST**
Date Rec'd. 01/29/2004 Date of Report 03/09/2004 Where Grown **NS** Net Wt. **50** Bags on Hand 272
Variety Common Name Given on Tag **BROWNTOP MILLET**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.67</b>	<b>.27</b>	<b>.06</b>	<b>0</b>	<b>55</b>	<b>8</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**Found: **NONE**

VIOLATION:REASON

COMMENTS 272 BAGS \*INTEST; RETEST 2/23/04.

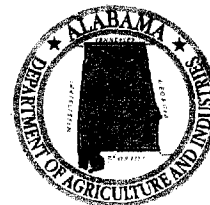
Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123Ron Sparks  
CommissionerMailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Seed Division

Phone: (334) 240-7140

Fax (334) 240-7193

LAB NO 21132

LOT NO **JC115**

INSP NO 146-M

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

This report shows the analysis given on the analysis tag and that found in the Seed Testing Laboratory. The part of the information printed in HEAVY TYPE is required by law on the analysis tag. Any mislabeling is indicated when in violation of the law. N.S. STANDS FOR "NOT STATED ON THE ANALYSIS TAG". When writing or phoning about these seeds please give the LABORATORY TEST NO. AND INSPECTOR'S NUMBER.

Seed Sample Collected at: SEGREST SEED CO SLOCOMB AL

Seed were shipped by: INTEST

Name Address on tag: INTEST

Date Rec'd. 01/29/2004 Date of Report 03/09/2004 Where Grown NS Net Wt. 50 Bags on Hand 141

Variety Common Name Given on Tag **BROWNTOP MILLET**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.78</b>	<b>.21</b>	<b>.01</b>	<b>0</b>	<b>62</b>	<b>1</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**Found: **NONE**

VIOLATION:REASON

COMMENTS 141 BAGS \*INTEST; RETEST 2/23/04.

Director

Seed Division

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123Ron Sparks  
CommissionerMailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336Seed Division  
Phone: (334) 240-7140  
Fax (334) 240-7193LAB NO 21133  
LOT NO **JC116**  
INSP NO 147-M

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

This report shows the analysis given on the analysis tag and that found in the Seed Testing Laboratory. The part of the information printed in HEAVY TYPE is required by law on the analysis tag. Any mislabling is indicated when in violation of the law. N.S. STANDS FOR "NOT STATED ON THE ANALYSIS TAG". When writing or phoning about these seeds please give the LABORATORY TEST NO. AND INSPECTOR'S NUMBER.

Seed Sample Collected at: SEGREST SEED CO SLOCOMB AL  
Seed were shipped by: INTEST  
Name Address on tag: INTEST  
Date Rec'd. 01/29/2004 Date of Report 03/09/2004 Where Grown NS Net Wt. 50 Bags on Hand 200Variety Common Name Given on Tag **BROWNTOP MILLET**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.47</b>	<b>.51</b>	<b>.01</b>	<b>.01</b>	<b>58</b>	<b>7</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**  
Found: **NONE**

VIOLATION:REASON

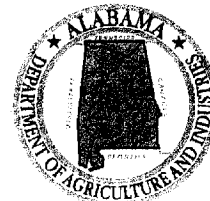
COMMENTS 200 BAGS \*INTEST; RETEST 2/23/04.

Director

Seed Division

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
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LAB NO 21183

LOT NO **MSF-0351**

INSP NO 313-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE- AFC DECATUR AL

Seed were shipped by: MURPHREE SEED FARM COLLINSVILLE, AL

Name Address on tag: **NOT TAGGED**Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown **NS** Net Wt. **50** Bags on Hand 640Variety Common Name Given on Tag **BROWNTOP MILLET**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.62</b>	<b>.12</b>	<b>.26</b>	<b>0</b>	<b>91</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

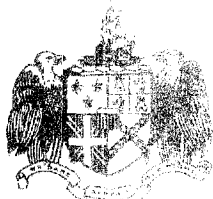
Labeled: **NS**Found: **NONE**

VIOLATION:REASON

COMMENTS 640 BAGS \*NOT TAGGED

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21228  
LOT NO **C3-BX**  
INSP NO 358-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED INC CULLMAN, AL

Seed were shipped by: PENNINGTON SEED, INC. MADISON, GA

Name Address on tag: **PENNINGTON SEED, INC. MADISON, GA**

Date Rec'd. 02/04/2004 Date of Report 03/26/2004 Where Grown FL Net Wt. 50 Bags on Hand 80

Variety Common Name Given on Tag **ALYCE CLOVER**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99.70</b>	<b>.18</b>	<b>.03</b>	<b>.09</b>	<b>55</b>	<b>30</b>	<b>1/04</b>
FOUND:	<b>99.71</b>	<b>.22</b>	<b>.07</b>	<b>0</b>	<b>73</b>	<b>18</b>	<b>03/26/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **18 SICKLEPOD**

Found: **NONE FOUND**

VIOLATION: REASON

COMMENTS 80 BAGS

Director

Seed Division

## STATE OF ALABAMA

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LAB NO 21230

LOT NO **MSF-LB 361**

INSP NO 16-D

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: MURPHREE SEED FARM COLLINSVILLE, AL

Seed were shipped by: NS

Name Address on tag: **INTEST**Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown **NS** Net Wt. **50** Bags on Hand 320Variety Common Name Given on Tag **BROWNTOP MILLET**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.80</b>	<b>.20</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

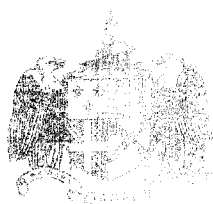
Labeled: **NS**Found: **NONE**

VIOLATION:REASON

COMMENTS 320 BAGS \*INTEST

Director

Seed Division



## STATE OF ALABAMA

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 LAB NO 21235  
 LOT NO 320245GGR-TT  
 INSP NO 21-D

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at:	PENNINGTON SEED	CULLMAN, AL
Seed were shipped by:	PENNINGTON SEED INC	GREENFIELD, MO
Name Address on tag:	PENNINGTON SEED INC	GREENFIELD, MO
Date Rec'd.	02/04/2004	Date of Report 03/09/2004
Where Grown	MO	Net Wt. 25
Bags on Hand	240	
Variety Common Name Given on Tag	KENTUCKY 31 TALL FESCUE	
Found in this Lab	SAME	

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	1.10	.40	2.50	85	NS	10/03
FOUND:	98.07	.36	.04	1.53	80	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled:	117 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN
Found:	DOCK=9

## VIOLATION:REASON

COMMENTS 240 BAGS \* CONTAINS 40% RYEGRASS "LAWN GRASS SEED" \*\*\*TREATED

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21237

LOT NO 320268GGR

INSP NO 23-D

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at:	PENNINGTON SEED		CULLMAN, AL	
Seed were shipped by:	PENNINGTON SEED INC		GREENFIELD, MO	
Name Address on tag:	PENNINGTON SEED INC		GREENFIELD, MO	
Date Rec'd.	02/04/2004	Date of Report	03/10/2004	Where Grown
			MO	Net Wt.
				25
				Bags on Hand
				240
Variety Common Name Given on Tag	KENTUCKY 31 TALL FESCUE			
Found in this Lab	SAME			

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.90	.60	2.50	85	NS	10/03
FOUND:	97.15	.11	.40	2.34	92	0	03/10/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled:	135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN
Found:	CHEAT/HAIRY CHESS=36

## VIOLATION:REASON

COMMENTS 240 BAGS \* CONTAINS 30% RYEGRASS "LAWN GRASS SEED" \*\*\*TREATED

Director

Seed Division





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LAB NO 21251  
LOT NO **W10-2-TF14**  
INSP NO 33 N

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SOUTHERN STATES DANVILLE AL

Seed were shipped by: CARRY OVER

Name Address on tag: SOUTHERN STATES DUBLIN GA 31021

Date Rec'd. 02/08/2004 Date of Report 03/09/2004 Where Grown OR Net Wt. 50 Bags on Hand 7

Variety Common Name Given on Tag SELECT TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1.30	.10	.60	80	NS	7/02
FOUND:			OK		88	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS

7 BAGS \*GERM EXPIRED. 2% ENDOPHYTE PRESENT. TREATED: APRON SL LS

Director

Seed Division



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LAB NO 21255

LOT NO 30378GGR

INSP NO 37 N

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 50 Bags on Hand 96

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	1	.40	2.60	85	NS	1/04
FOUND:	95.82	.49	.14	3.55	86	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 135 HAIRY CHESS, 27 DOCK, 18 SHEEP SORREL, 18 BUCKHORN PLANTAIN

Found: NONE

VIOLATION:REASON

COMMENTS 96 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 21256  
LOT NO **30410GGR**  
INSP NO 38 N

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: **PENNINGTON SEED CULLMAN AL**  
Seed were shipped by: **PENNINGTON SEED GREENFIELD MO**  
Name Address on tag: **PENNINGTON SEED GREENFIELD MO**  
Date Rec'd. 02/04/2004 Date of Report 03/10/2004 Where Grown **MO** Net Wt. **50** Bags on Hand 144  
Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**  
Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>1</b>	<b>.40</b>	<b>2.60</b>	<b>85</b>	<b>NS</b>	<b>1/04</b>
FOUND:	<b>95.49</b>	<b>.44</b>	<b>.77</b>	<b>3.30</b>	<b>89</b>	<b>0</b>	<b>03/10/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 DOCK, 18 SHEEP SORREL, 18 BUCKHORN PLANTAIN**  
Found: **DOCK=9**

VIOLATION: REASON

COMMENTS 144 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

Seed Division



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LAB NO 21257  
 LOT NO **30379GGR**  
 INSP NO 39 N

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL  
 Seed were shipped by: PENNINGTON SEED GREENFIELD MO  
 Name Address on tag: **PENNINGTON SEED GREENFIELD MO**  
 Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown **MO** Net Wt. **50** Bags on Hand 240  
 Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**  
 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>1</b>	<b>.40</b>	<b>2.60</b>	<b>85</b>	<b>NS</b>	<b>1/04</b>
FOUND:	<b>96.40</b>	<b>.59</b>	<b>.08</b>	<b>2.93</b>	<b>91</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

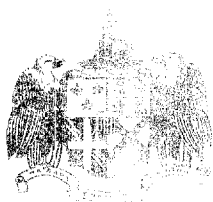
Labeled: **135 HAIRY CHESS, 27 DOCK, 18 SHEEP SORREL, 18 BUCKHORN PLANTAIN**  
 Found: **BUCKHORN PLANTAIN=9, CHEAT/HAIRY CHESS=27**

VIOLATION: REASON

COMMENTS 240 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21258

LOT NO **320396GGR**

INSP NO 40 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown **MO** Net Wt. **25** Bags on Hand 600Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.80</b>	<b>.60</b>	<b>2.60</b>	<b>85</b>	<b>NS</b>	<b>1/04</b>
FOUND:	<b>97.08</b>	<b>.57</b>	<b>.56</b>	<b>1.79</b>	<b>95</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

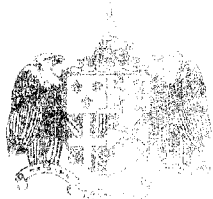
Labeled: **162 HAIRY CHESS, 18 DOCK, 9 SHEEP SORREL, 9 BUCKHORN PLANTAIN**Found: **NONE**

VIOLATION:REASON

COMMENTS 600 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED \*\*TREATED WITH PENKOTE (APRON XL LS)

Director

Seed Division



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LAB NO 21259

LOT NO 320393GGR

INSP NO 41 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 25 Bags on Hand 520

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.80	.60	2.60	85	NS	1/04
FOUND:	96.60	.78	.37	2.25	92	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 162 HAIRY CHESS, 18 DOCK, 9 SHEEP SORREL, 9 BUCKHORN PLANTAIN

Found: HAIRY CHESS OR CHEAT = 126

VIOLATION:REASON

COMMENTS 520 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21260

LOT NO **320402GGR**

INSP NO 42 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 25 Bags on Hand 480

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.80	.60	2.60	85	NS	1/04
FOUND:	97.85	.13	.36	1.66	93	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 162 HAIRY CHESS, 18 DOCK, 9 SHEEP SORREL, 9 BUCKHORN PLANTAIN

Found: SHEEP SORREL=9

VIOLATION:REASON

COMMENTS 480 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

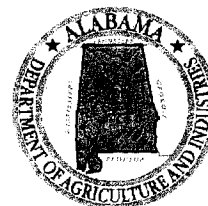
Director

Seed Division





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LAB NO 21261

Phone: (334) 240-7140

LOT NO **320400GGR**

Fax (334) 240-7193

INSP NO 43-N

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **PENNINGTON SEED CULLMAN AL**  
 Seed were shipped by: **PENNINGTON SEED GREENFIELD MO**  
 Name Address on tag: **PENNINGTON SEED GREENFIELD MO**  
 Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown **MO** Net Wt. **25** Bags on Hand 840

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.80</b>	<b>.60</b>	<b>2.60</b>	<b>85</b>	<b>NS</b>	<b>1/04</b>
FOUND:	<b>96.95</b>	<b>.35</b>	<b>.82</b>	<b>1.88</b>	<b>90</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **162 HAIRY CHESS, 18 DOCK, 9 SHEEP SORREL, 9 BUCKHORN PLANTAIN**

Found: **NONE**

VIOLATION:REASON

COMMENTS 840 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
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 Ron Sparks  
 Commissioner

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Seed Division

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Fax (334) 240-7193

LAB NO 21262

LOT NO 320401GGR

INSP NO 44 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 25 Bags on Hand 840

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.80	.60	2.60	85	NS	1/04
FOUND:	96.98	.55	.46	2.01	93	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 162 HAIRY CHESS, 18 DOCK, 9 SHEEP SORREL, 9 BUCKHORN PLANTAIN

Found: CHEAT/HAIRY CHESS=36, BUCKHORN PLANTAIN=9, SHEEP SORREL=9

VIOLATION:REASON

COMMENTS 840 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

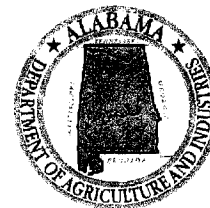
Seed Division



## STATE OF ALABAMA

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LAB NO 21263  
LOT NO **320403GGR**  
INSP NO 45 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL  
Seed were shipped by: PENNINGTON SEED GREENFIELD MO  
Name Address on tag: **PENNINGTON SEED GREENFIELD MO**  
Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown **MO** Net Wt. **25** Bags on Hand 240  
Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**  
Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.80</b>	<b>.60</b>	<b>2.60</b>	<b>85</b>	<b>NS</b>	<b>1/04</b>
FOUND:	<b>96.89</b>	<b>.61</b>	<b>.18</b>	<b>2.32</b>	<b>94</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **162 HAIRY CHESS, 18 DOCK, 9 SHEEP SORREL, 9 BUCKHORN PLANTAIN**  
Found: **HAIRY CHESS OR CHEAT=27**

VIOLATION: REASON

COMMENTS 240 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

Seed Division



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LAB NO 21264

LOT NO **320394GGR**

INSP NO 46 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 25 Bags on Hand 520

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.80	.60	2.60	85	NS	1/04
FOUND:	97.12	.71	.45	1.72	92	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 162 HAIRY CHESS, 18 DOCK, 9 SHEEP SORREL, 9 BUCKHORN PLANTAIN

Found: CHEAT/HAIRY CHESS=99

VIOLATION:REASON

COMMENTS 520 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

Seed Division



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LAB NO 21265

LOT NO **320395GGR**

INSP NO 47 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**

Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 25 Bags on Hand 440

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.80</b>	<b>.60</b>	<b>2.60</b>	<b>85</b>	<b>NS</b>	<b>1/04</b>
FOUND:	<b>97.15</b>	<b>.45</b>	<b>.23</b>	<b>2.17</b>	<b>94</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **162 HAIRY CHESS, 18 DOCK, 9 SHEEP SORREL, 9 BUCKHORN PLANTAIN**Found: **SHEEP SORREL=9, CHEAT OR HAIRY CHESS=18**

VIOLATION:REASON

COMMENTS 440 BAGS \* CONTAINS .25% RYEGRASS \*LAWN GRASS SEED

Director

Seed Division



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LAB NO 21266

LOT NO **30AV32**

INSP NO 48 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**

Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown **MO** Net Wt. **50** Bags on Hand 312

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>1</b>	<b>.50</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>9/03</b>
FOUND:	<b>97.10</b>	<b>.40</b>	<b>.92</b>	<b>1.58</b>	<b>97</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**Found: **DOCK=9**

VIOLATION:REASON

COMMENTS 312 BAGS \* NO, RYEGRASS FOUND. \* LAWN GRASS SEED

Director

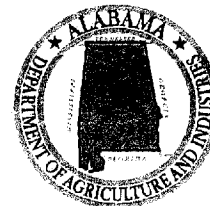
Seed Division



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LAB NO 21269

LOT NO **320376GR**

INSP NO 51 N

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**

Date Rec'd. 02/04/2004 Date of Report 03/10/2004 Where Grown **MO** Net Wt. **25** Bags on Hand 840

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.80</b>	<b>.30</b>	<b>2.90</b>	<b>85</b>	<b>NS</b>	<b>1/04</b>
FOUND:	<b>95.96</b>	<b>.78</b>	<b>.14</b>	<b>3.12</b>	<b>91</b>	<b>0</b>	<b>03/10/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 DOCK, 18 SHEEP SORREL, 18 BUCKHORN PLANTAIN**

Found: **HAIRY CHESS OR CHEAT=27**

VIOLATION:REASON

COMMENTS 840 BAGS \* CONTAINS .25% RYEGRASS. \* LAWN GRASS SEED

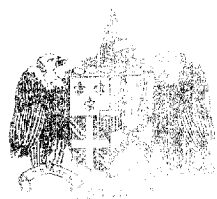
Director

Seed Division



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Seed Division

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LAB NO 21270

LOT NO 320373GR

INSP NO 52 N

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL  
Seed were shipped by: PENNINGTON SEED GREENFIELD MO  
Name Address on tag: PENNINGTON SEED GREENFIELD MO  
Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 25 Bags on Hand 640

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.80	.30	2.90	85	NS	1/04
FOUND:	95.74	.78	.29	3.19	91	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 135 HAIRY CHESS, 27 DOCK, 18 SHEEP SORREL, 18 BUCKHORN PLANTAIN

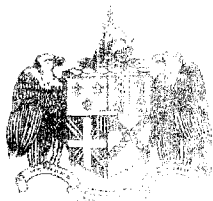
Found: HAIRY CHESS OR CHEAT=27

VIOLATION:REASON

COMMENTS 640 BAGS \* CONTAINS .25% RYEGRASS. \* LAWN GRASS SEED

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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Seed Division

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LAB NO 21272

LOT NO 30RT04GR

INSP NO 54 N

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/04/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 50 Bags on Hand 80

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.80	.30	2.90	85	NS	1/04
FOUND:	95.35	.74	.56	3.35	92	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 135 HAIRY CHESS, 63 SHEEP SORREL, 54 DOCK, 45 BUCKHORN PLANTAIN

Found: HAIRY CHESS OR CHEAT=72, DOCK=72, SHEEP SORREL=9, BUCKHORN PLANTAIN=9

VIOLATION:REASON

COMMENTS 80 BAGS \* CONTAINS .20% RYEGRASS \* LAWN GRASS SEED

Director

Seed Division



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Seed Division

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LAB NO 21274

LOT NO **320213GR-EB**

INSP NO 56 N

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**

Date Rec'd. 02/04/2004 Date of Report 03/17/2004 Where Grown **MO** Net Wt. **25** Bags on Hand 480

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>95</b>	<b>1.40</b>	<b>.50</b>	<b>3.10</b>	<b>85</b>	<b>NS</b>	<b>9/03</b>
FOUND:	<b>97.22</b>	<b>.57</b>	<b>.10</b>	<b>2.11</b>	<b>83</b>	<b>0</b>	<b>03/17/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **117 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 9 BUCKHORN PLANTAIN**Found: **NONE**

## VIOLATION: REASON

COMMENTS 480 BAGS \* CONTAINS .40% RYEGRASS \* LAWN GRASS SEED

Director

Seed Division



**STATE OF ALABAMA**  
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LAB NO 21275

Phone: (334) 240-7140

LOT NO **320193GR-AE**

Fax (334) 240-7193

INSP NO 57 N

**SEED REPORT STATE SEED LABORATORY**

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**

Date Rec'd. 02/04/2004 Date of Report 03/17/2004 Where Grown **MO** Net Wt. **25** Bags on Hand 140

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>1</b>	<b>.50</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>9/03</b>
FOUND:	<b>97.30</b>	<b>.33</b>	<b>.18</b>	<b>2.19</b>	<b>86</b>	<b>0</b>	<b>03/17/2004</b>

**Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed**

Labeled: **117 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**

Found: **HAIRY CHESS OR CHEAT=9**

**VIOLATION:REASON**

**COMMENTS** 140 BAGS \* CONTAINS .50% RYEGRASS \* LAWN GRASS SEED

Director

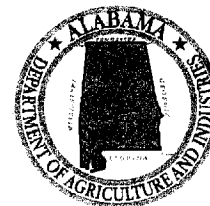
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LAB NO 21276

LOT NO 30260GGR

INSP NO 58 N

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/04/2004 Date of Report 03/12/2004 Where Grown MO Net Wt. 50 Bags on Hand 144

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.90	.60	2.50	85	NS	11/03
FOUND:	96.92	.52	.51	2.05	90	0	03/12/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN

Found: HAIRY CHESS OR CHEAT=63, DOCK=1, SHEEP SORREL=1

VIOLATION:REASON

COMMENTS 144 BAGS \* CONTAINS .30% RYEGRASS \* LAWN GRASS SEED

Director

Seed Division



**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
 1445 Federal Drive  
 Montgomery, Alabama 36107-1123



*Ron Sparks*  
 Commissioner

Mailing Address:  
 Post Office Box 3336  
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Seed Division  
 Phone: (334) 240-7140  
 Fax (334) 240-7193

LAB NO 21277  
 LOT NO **30262GGR**  
 INSP NO 59 N

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

This report shows the analysis given on the analysis tag and that found in the Seed Testing Laboratory. The part of the information printed in HEAVY TYPE is required by law on the analysis tag. Any mislabling is indicated when in violation of the law. N.S. STANDS FOR "NOT STATED ON THE ANALYSIS TAG". When writing or phoning about these seeds please give the LABORATORY TEST NO. AND INSPECTOR'S NUMBER.

Seed Sample Collected at: PENNINGTON SEED CULLMAN AL  
 Seed were shipped by: PENNINGTON SEED GREENFIELD MO  
 Name Address on tag: **PENNINGTON SEED GREENFIELD MO**  
 Date Rec'd. 02/04/2004 Date of Report 03/12/2004 Where Grown **MO** Net Wt. **50** Bags on Hand 336

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>11/03</b>
FOUND:	<b>96.75</b>	<b>.48</b>	<b>.28</b>	<b>2.49</b>	<b>92</b>	<b>0</b>	<b>03/12/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**

Found: **NONE**

VIOLATION:REASON

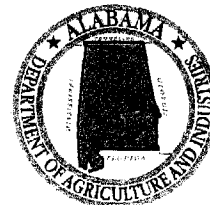
COMMENTS 336 BAGS \* CONTAINS .30% RYEGRASS \* LAWN GRASS SEED

Director

Seed Division

## STATE OF ALABAMA

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LAB NO 21278

LOT NO 30261GGR

INSP NO 60 N

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/04/2004 Date of Report 03/12/2004 Where Grown MO Net Wt. 50 Bags on Hand 240

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.90	.60	2.50	85	NS	11/03
FOUND:	96.07	.61	.34	2.98	93	0	03/12/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN

Found: HAIRY CHESS OR CHEAT=54

VIOLATION:REASON

COMMENTS 240 BAGS \* CONTAINS .30% RYEGRASS \* LAWN GRASS SEED

Director

Seed Division





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LAB NO 21279

LOT NO **30299GGR**

INSP NO 61 N

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**

Date Rec'd. 02/04/2004 Date of Report 03/12/2004 Where Grown MO Net Wt. 50 Bags on Hand 144

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>11/03</b>
FOUND:	<b>96.32</b>	<b>.32</b>	<b>.50</b>	<b>2.86</b>	<b>83</b>	<b>0</b>	<b>03/12/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**

Found: **HAIRY CHESS=63, SHEEP SORREL=9**

VIOLATION:REASON

COMMENTS 144 BAGS \* CONTAINS .30% RYEGRASS \* LAWN GRASS SEED

Director

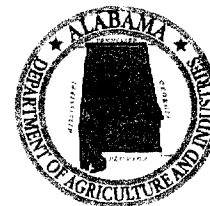
Seed Division



## STATE OF ALABAMA

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LAB NO 21287

LOT NO **30297GGR**

INSP NO 69 N

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**

Date Rec'd. 02/04/2004 Date of Report 03/12/2004 Where Grown **MO** Net Wt. **50** Bags on Hand 168

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>11/03</b>
FOUND:	<b>95.49</b>	<b>.46</b>	<b>.69</b>	<b>3.36</b>	<b>89</b>	<b>0</b>	<b>03/12/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**Found: **HAIRY CHESS OR CHEAT=81, DOCK=9**

VIOLATION:REASON

COMMENTS 168 BAGS \* CONTAINS .30% RYEGRASS. \* LAWN GRASS SEED

Director

Seed Division



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Seed Division

LAB NO 21288

Phone: (334) 240-7140

LOT NO **30298GGR**

Fax (334) 240-7193

INSP NO 70 N

**SEED REPORT STATE SEED LABORATORY**

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: **PENNINGTON SEED GREENFIELD MO**

Date Rec'd. 02/04/2004 Date of Report 03/12/2004 Where Grown **MO** Net Wt. **50** Bags on Hand 168

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>11/03</b>
FOUND:	<b>95.73</b>	<b>.54</b>	<b>.51</b>	<b>3.22</b>	<b>91</b>	<b>0</b>	<b>03/12/2004</b>

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**

Found: **HAIRY CHESS OR CHEAT=27**

VIOLATION:REASON

COMMENTS 168 BAGS \* CONTAINS .30% RYEGRASS. \* LAWN GRASS SEED

Director

Seed Division



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Seed Division

LAB NO 21292

Phone: (334) 240-7140

LOT NO **30214GGR**

Fax (334) 240-7193

INSP NO 362-A

**SEED REPORT STATE SEED LABORATORY**

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/10/2004 Date of Report 03/12/2004 Where Grown MO Net Wt. 50 Bags on Hand 288

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.90	.60	2.50	85	NS	10/03
FOUND:	96.14	.36	.17	3.33	90	0	03/12/2004

**Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed**

Labeled: 135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN

Found: NONE

VIOLATION:REASON

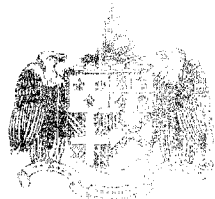
COMMENTS 288 BAGS \*CONTAINS 30% RYEGRASS \*LAWN GRASS SEED \*TREATED :( APRON XL LS)

Director

Seed Division

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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LAB NO 21294

LOT NO 30293GGR

INSP NO 364-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON CULLMAN AL

Seed were shipped by: PENNINGTON SEED GREENFIELD MO

Name Address on tag: PENNINGTON SEED GREENFIELD MO

Date Rec'd. 02/10/2004 Date of Report 03/12/2004 Where Grown MO Net Wt. 50 Bags on Hand 288

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.90	.60	2.50	85	NS	11/03
FOUND:	96.13	.49	.38	3	87	0	03/12/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN

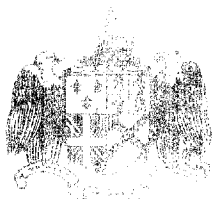
Found: SHEEP SORREL=9

VIOLATION:REASON

COMMENTS 288 BAGS \*CONTAINS 30% RYEGRASS \*LAWN GRASS SEED \*TREATED :( APRON XL LS)

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 21314

LOT NO **NS**

INSP NO 384-A

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at:

Seed were shipped by:

Name Address on tag: **NO INSPECTOR REPORT**

Date Rec'd. 02/10/2004 Date of Report 03/09/2004 Where Grown Net Wt. Bags on Hand

Variety Common Name Given on Tag **SOYBEANS**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:							
FOUND:					<b>90</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled:

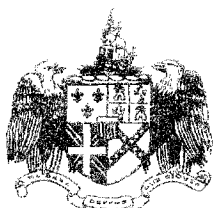
Found:

VIOLATION:REASON

COMMENTS FARMER SAMPLE, GERM & VIGOR. \*PHONE IN INFO, INSP. REPORT IN MAIL. RETEST; VIGOR TEST RESULTS 31% + 0% DORMANT SEED; LOW VIGOR.

Director

Seed Division



# STATE OF ALABAMA

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Seed Division

LAB NO 21322

Phone: (334) 240-7140

LOT NO **489**

Fax (334) 240-7193

INSP NO 22L

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: CLEMMONS & HAMNER (SEED PROCESSOR) KILLEN AL

Seed were shipped by: INTEST

Name Address on tag: CLEMMONS & HAMNER KILLEN AL

Date Rec'd. 02/19/2004 Date of Report 03/11/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag W.G.F. SORGHUM

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:					86	0	03/11/2004

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

VIOLATION:REASON

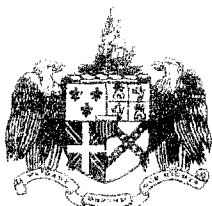
COMMENTS

900 BAGS \*INTEST \*THIS SEED WAS TAKEN AT SEED PROCESSOR- IT MAY BE OFFERED FOR SALE AFTER ANALYSIS IS DONE.

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21323

LOT NO 490

INSP NO 23L

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: CLEMMONS &amp; HAMNER (SEED PROCESSOR) KILLEN AL

Seed were shipped by: INTEST

Name Address on tag: CLEMMONS &amp; HAMNER KILLEN AL

Date Rec'd. 02/19/2004 Date of Report 03/11/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag W.G.F. SORGHUM

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:					84	0	03/11/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

VIOLATION:REASON

COMMENTS

900 BAGS \*INTEST \*THIS SEED WAS TAKEN AT SEED PROCESSOR- IT MAY BE OFFERED FOR SALE AFTER ANALYSIS IS DONE.

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21324

LOT NO 487

INSP NO 24L

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: CLEMMONS &amp; HAMNER (SEED PROCESSOR) KILLEN AL

Seed were shipped by: INTEST

Name Address on tag: CLEMMONS &amp; HAMNER KILLEN AL

Date Rec'd. 02/19/2004 Date of Report 03/11/2004 Where Grown NS Net Wt. 50 Bags on Hand 1050

Variety Common Name Given on Tag W.G.F. SORGHUM

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:					86	0	03/11/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

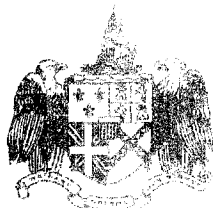
VIOLATION:REASON

COMMENTS

1050 BAGS \*INTEST \*THIS SEED WAS TAKEN AT SEED PROCESSOR- IT MAY BE OFFERED FOR SALE AFTER ANALYSIS IS DONE.

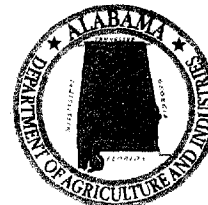
Director

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## STATE OF ALABAMA

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 LAB NO 21325  
 LOT NO 320226GGR-00  
 INSP NO 24-D

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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 Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL  
 Seed were shipped by: PENNINGTON SEED GREENFIELD, MO  
 Name Address on tag: PENNINGTON SEED GREENFIELD, MO  
 Date Rec'd. 02/19/2004 Date of Report 03/24/2004 Where Grown MO Net Wt. 25 Bags on Hand 320

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	1.30	.50	2.20	85	NS	9/03
FOUND:	96.99	.65	.12	2.24	84	0	03/24/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 72 HAIRY CHESS, 45 DOCK, 45 SHEEP SORREL, 18 BUCKHORN PLANTAIN

Found: 18 SHEEP SORREL, 9 DOCK

VIOLATION: REASON

COMMENTS 320 BAGS \*LAWN GRASS SEED (TREATED)

Director

Seed Division

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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Seed Division

LAB NO 21326

Phone: (334) 240-7140

LOT NO 30229GGR

Fax (334) 240-7193

INSP NO 25-D

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL

Seed were shipped by: PENNINGTON SEED GREENFIELD, MO

Name Address on tag: PENNINGTON SEED GREENFIELD, MO

Date Rec'd. 2/19/04 Date of Report 3/19/04 Where Grown MO Net Wt. 50 Bags on Hand 144

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.90	.60	2.50	85	NS	10/03
FOUND:	97.18	.34	.08	2.40	93	0	3/19/04

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN

Found: HAIRY CHESS/CHEAT=27

VIOLATION:REASON

COMMENTS 144 BAGS \*LAWN GRASS SEED (TREATED)

Director

Seed Division

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123

*Ron Sparks*  
Commissioner

Mailing Address:  
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Seed Division  
Phone: (334) 240-7140  
Fax (334) 240-7193

LAB NO 21327  
LOT NO **30211GGR**  
INSP NO 26-D

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL

Seed were shipped by: PENNINGTON SEED GREENFIELD, MO

Name Address on tag: **PENNINGTON SEED GREENFIELD, MO**

Date Rec'd. 2/19/04 Date of Report 3/19/04 Where Grown **MO** Net Wt. **50** Bags on Hand 72

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>10/03</b>
FOUND:	<b>95.95</b>	<b>.49</b>	<b>.15</b>	<b>3.41</b>	<b>93</b>	<b>0</b>	<b>3/19/04</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**

Found: **CHEAT/HAIRY CHESS=36**

VIOLATION: REASON

COMMENTS 72 BAGS \*LAWN GRASS SEED (TREATED)

Director

Seed Division

## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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CommissionerMailing Address:  
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Fax (334) 240-7193LAB NO 21328  
LOT NO 30208GGR  
INSP NO 27-D

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL

Seed were shipped by: PENNINGTON SEED GREENFIELD, MO

Name Address on tag: PENNINGTON SEED GREENFIELD, MO

Date Rec'd. 2/19/04 Date of Report 3/19/04 Where Grown MO Net Wt. 50 Bags on Hand 120

Variety Common Name Given on Tag KENTUCKY 31 TALL FESCUE

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	96	.90	.60	2.50	85	NS	10/03
FOUND:	95.78	.35	.28	3.59	91	0	3/19/04

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN

Found: CHEAT/HAIRY CHESS=18

VIOLATION:REASON

COMMENTS 120 BAGS \*LAWN GRASS SEED (TREATED)

Director

Seed Division



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Fax (334) 240-7193

LAB NO 21329  
LOT NO **30209GGR**  
INSP NO 28-D

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL

Seed were shipped by: PENNINGTON SEED GREENFIELD, MO

Name Address on tag: **PENNINGTON SEED GREENFIELD, MO**

Date Rec'd. 2/19/04 Date of Report 3/19/04 Where Grown **MO** Net Wt. **50** Bags on Hand 72

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>10/03</b>
FOUND:	<b>95.80</b>	<b>.25</b>	<b>.53</b>	<b>3.42</b>	<b>92</b>	<b>0</b>	<b>3/19/04</b>

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**

Found: **HAIRY CHESS/CHEAT=18**

VIOLATION: REASON

COMMENTS 72 BAGS \*LAWN GRASS SEED (TREATED)

Director

Seed Division





## STATE OF ALABAMA

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LAB NO | 21330  
LOT NO | **30249GGR**  
INSP NO | 29-D

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL

Seed were shipped by: PENNINGTON SEED GREENFIELD, MO

Name Address on tag: **PENNINGTON SEED GREENFIELD, MO**

Date Rec'd. 2/19/04 Date of Report 3/19/04 Where Grown **MO** Net Wt. **50** Bags on Hand 96

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>10/03</b>
FOUND:	<b>96.02</b>	<b>.54</b>	<b>.97</b>	<b>2.47</b>	<b>97</b>	<b>0</b>	<b>3/19/04</b>

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**

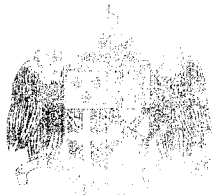
Found: **HAIRY CHESS/CHEAT=63**

VIOLATION: REASON

COMMENTS 96 BAGS \*LAWN GRASS SEED (TREATED)

Director

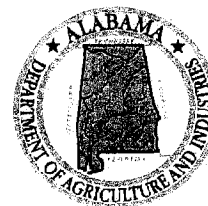
Seed Division



## STATE OF ALABAMA

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Seed Division

LAB NO 21331

Phone: (334) 240-7140

LOT NO **320321GGR**

Fax (334) 240-7193

INSP NO 30-D

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL

Seed were shipped by: PENNINGTON SEED GREENFIELD, MO

Name Address on tag: **PENNINGTON SEED GREENFIELD, MO**Date Rec'd. 2/19/04 Date of Report 3/19/04 Where Grown **MO** Net Wt. **25** Bags on Hand 560Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>12/03</b>
FOUND:	<b>97.89</b>	<b>.51</b>	<b>.03</b>	<b>1.57</b>	<b>96</b>	<b>0</b>	<b>3/19/04</b>

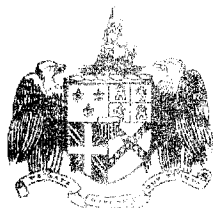
Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure SeedLabeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**Found: **HAIRY CHESS/CHEAT=27**

VIOLATION:REASON

COMMENTS 560 BAGS \*LAWN GRASS SEED (TREATED)

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21332

LOT NO **320220GGR-WT**

INSP NO 31-D

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL

Seed were shipped by: PENNINGTON SEED GREENFIELD, MO

Name Address on tag: **PENNINGTON SEED GREENFIELD, MO**

Date Rec'd. 02/19/2004 Date of Report 03/24/2004 Where Grown **MO** Net Wt. **25** Bags on Hand 520

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>1.20</b>	<b>.40</b>	<b>2.40</b>	<b>85</b>	<b>NS</b>	<b>9/03</b>
FOUND:			<b>OK</b>		<b>86</b>	<b>0</b>	<b>03/24/2004</b>

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure SeedLabeled: **117 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**Found: **NONE FOUND**

VIOLATION:REASON

COMMENTS 520 BAGS \*LAWN GRASS SEED (TREATED)

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 21334  
LOT NO **320266GGR**  
INSP NO 33-D

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: PENNINGTON SEED CULLMAN, AL

Seed were shipped by: PENNINGTON SEED GREENFIELD, MO

Name Address on tag: **PENNINGTON SEED GREENFIELD, MO**

Date Rec'd. 02/19/2004 Date of Report 03/19/2004 Where Grown **MO** Net Wt. **25** Bags on Hand 160

Variety Common Name Given on Tag **KENTUCKY 31 TALL FESCUE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>96</b>	<b>.90</b>	<b>.60</b>	<b>2.50</b>	<b>85</b>	<b>NS</b>	<b>10/03</b>
FOUND:			<b>OK</b>		<b>93</b>	<b>0</b>	<b>03/19/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **135 HAIRY CHESS, 27 SHEEP SORREL, 18 DOCK, 18 BUCKHORN PLANTAIN**

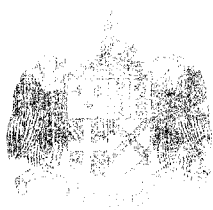
Found: **HAIRY CHESS/CHEAT=9**

VIOLATION:REASON

COMMENTS 160 BAGS \*LAWN GRASS SEED (TREATED)

Director

Seed Division



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LAB NO 21341

LOT NO 1254EW4XA

INSP NO 40-D

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SOUTHERN STATES STORE CENTRE, AL

Seed were shipped by: MONSANTO CO. ST. LOUIS, MO

Name Address on tag: MONSANTO CO. ST. LOUIS, MO

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown MO Net Wt. 50 Bags on Hand 180

Variety Common Name Given on Tag AG4902 SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98.5	1	0	.5	80	0	11/03
FOUND:			OK		96	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

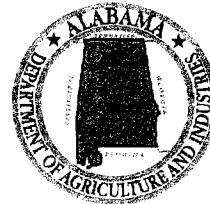
COMMENTS 180 BAGS \*\*\*VIGOR TEST ALSO; VIGOR RESULTS 21% + 0% DORMANT SEED; LOW VIGOR.

Director

Seed Division



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LAB NO 21375  
 LOT NO **393-T**  
 INSP NO 386-A

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL  
 Seed were shipped by: CLEMMONS & HAMNER SEED KILLEN, AL  
 Name Address on tag: **AL FARMERS COOP** **DECATUR, AL**  
 Date Rec'd. 02/19/2004 Date of Report 03/11/2004 Where Grown **AL** Net Wt. **50** Bags on Hand 450

Variety Common Name Given on Tag **W G F SORGHUM**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>98.50</b>	<b>.80</b>	<b>.20</b>	<b>.50</b>	<b>80</b>	<b>0</b>	<b>11/03</b>
FOUND:					<b>86</b>	<b>0</b>	<b>03/11/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

VIOLATION:REASON

COMMENTS 450 BAGS

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21376

LOT NO 21102

INSP NO 387-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: TECOMATE WILDLIFE SYSTEMS MC ALLEN TX

Name Address on tag: TECOMATE WILDLIFE SYSTEMS MC ALLEN TX

Date Rec'd. 02/19/2004 Date of Report 03/16/2004 Where Grown AUSTRALIA Net Wt. 20 Bags on Hand 1200

Variety Common Name Given on Tag RONGAI LAB LAB

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99.05	.95	0	0	87	1	2/04
FOUND:			OK		90	0	03/16/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 1200 BAGS \*LOT NUMBER HAS BEEN CHANGED, ORIGINAL LOT NUMBER: 17761

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21377

LOT NO 425

INSP NO 388-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: CLEMMONS &amp; HAMNER SEED KILLEN, AL

Name Address on tag: AGRILIANCE-AFC, LLC DECATUR, AL

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown TN Net Wt. 50 Bags on Hand 40

Variety Common Name Given on Tag HICKORY KING (WHITE) OPEN POLLINATED CORN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1.25	.05	.70	85	0	11/03
FOUND:					87	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 40 BAGS

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21378

LOT NO 407

INSP NO 389-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: CLEMMONS &amp; HAMNER SEED KILLEN, AL

Name Address on tag: AGRILIANCE-AFC, LLC DECATUR, AL

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown TN Net Wt. 50 Bags on Hand 100

Variety Common Name Given on Tag TRUCKER'S FAVORITE ( YELLOW ) OPEN POLLINATED CORN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1.25	.05	.70	85	0	11/03
FOUND:					96	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

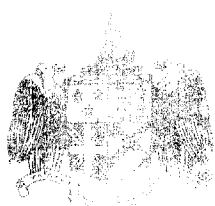
Found:

VIOLATION:REASON

COMMENTS 100 BAGS

Director

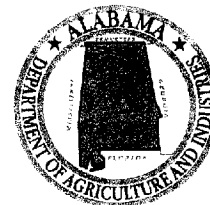
Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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Commissioner

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Seed Division

Phone: (334) 240-7140

Fax (334) 240-7193

LAB NO 21379

LOT NO 428

INSP NO 390-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: CLEMMONS &amp; HAMNER SEED KILLEN, AL

Name Address on tag: AGRILIANCE-AFC, LLC DECATUR, AL

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown TN Net Wt. 50 Bags on Hand 120

Variety Common Name Given on Tag TRUCKER'S FAVORITE (WHITE) OPEN POLLINATED CORN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1.25	.05	.70	85	0	11/03
FOUND:					95	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 120 BAGS

Director

Seed Division



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LAB NO 21380

LOT NO **E244635**

INSP NO 391-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: LAND O' LAKES, INC. FT. DODGE, IA

Name Address on tag: LAND O' LAKES, INC. FT. DODGE, IA

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown IA Net Wt. 59 Bags on Hand 250

Variety Common Name Given on Tag 872RR2 LR-B1 HYBRID SEED CORN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99.5	.5	0	0	95	NS	1/04
FOUND:					98	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

## VIOLATION:REASON

COMMENTS 250 BAGS \*TREATED: MAXIM, METALAXYL, ACTELIC-SE

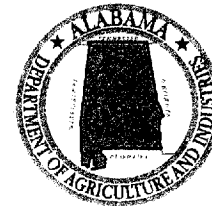
Director

Seed Division



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LAB NO 21381

LOT NO **G1125/03A-8539**

INSP NO 392-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: THE WAX CO. AMORY, MS

Name Address on tag: **THE WAX CO. AMORY, MS**Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown **CA** Net Wt. **50** Bags on Hand 280Variety Common Name Given on Tag **CA. CERT. MISSISSIPPI PINKEYE SOUTHERNPEA**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>98.50</b>	<b>1.45</b>	<b>0</b>	<b>.05</b>	<b>85</b>	<b>0</b>	<b>12/03</b>
FOUND:			<b>OK</b>		<b>86</b>	<b>3</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

VIOLATION:REASON

COMMENTS 280 BAGS \* CA. CERT. \*VARIETY ON BAG: MISSISSIPPI PINKEYE PURPLEHULL

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21382

LOT NO **G1152/03A-7796**

INSP NO 393-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: THE WAX CO. AMORY, MS

Name Address on tag: THE WAX CO. AMORY, MS

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown CA Net Wt. 50 Bags on Hand 40

Variety Common Name Given on Tag MISSISSIPPI SILVER SOUTHERNPEA

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98.50	1.45	0	.05	80	0	12/03
FOUND:			OK		91	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 40 BAGS \*LOT NUMBER ON BAG: G1152

Director

Seed Division



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LAB NO 21388

LOT NO 221

INSP NO 399-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: INTEST

Name Address on tag: PROCESSED BY BRAGG FARMS TONEY, AL

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag SSCA CERT. HUTCHESON SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.55	.45	0	0	91	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found: NONE

## VIOLATION:REASON

COMMENTS 900 BAGS \*\*INTEST \* SSCA CERT.

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21389

LOT NO 222

INSP NO 400-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: INTTEST

Name Address on tag: PROCESSED BY BRAGG FARMS TONEY, AL

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag SSCA CERT. HUTCHESON SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.58	.38	0	.04	92	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

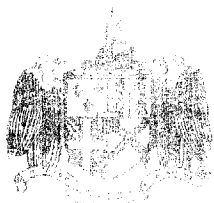
Found: NONE

## VIOLATION:REASON

COMMENTS 900 BAGS \*\*INTTEST \* SSCA CERT.

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21390

LOT NO 223

INSP NO 401-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: INTEST

Name Address on tag: PROCESSED BY BRAGG FARMS TONEY, AL

Date Rec'd. 02/19/2004 Date of Report 03/11/2004 Where Grown NS Net Wt. 50 Bags on Hand 800

Variety Common Name Given on Tag SSCA CERT. HUTCHESON SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.43	.51	0	.06	89	0	03/11/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found: NONE

VIOLATION:REASON

COMMENTS 800 BAGS \*\*INTEST \* SSCA CERT.

Director

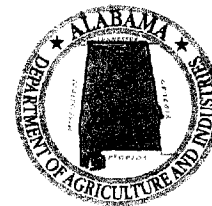
Seed Division



## STATE OF ALABAMA

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LAB NO 21391

LOT NO 301

INSP NO 402-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: INTEST

Name Address on tag: PROCESSED BY BRAGG FARMS TONEY, AL

Date Rec'd. 02/19/2004 Date of Report 03/11/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag DG 3614 RR SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.36	.55	0	.09	88	0	03/11/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

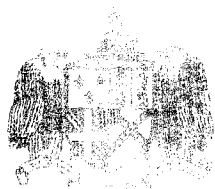
Found: NONE

VIOLATION:REASON

COMMENTS 900 BAGS \*\*INTEST

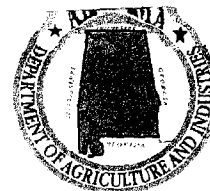
Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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Fax (334) 240-7193LAB NO 21392  
LOT NO 302  
INSP NO 403-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: INTEST

Name Address on tag: PROCESSED BY BRAGG FARMS TONEY, AL

Date Rec'd. 02/19/2004 Date of Report 03/11/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag DG 3614 RR SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.08	.85	0	.07	89	0	03/11/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found: NONE

VIOLATION:REASON

COMMENTS

900 BAGS \*\*INTEST

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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LAB NO 21393

LOT NO 303

INSP NO 404-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: INTEST

Name Address on tag: PROCESSED BY BRAGG FARMS TONEY, AL

Date Rec'd. 02/19/2004 Date of Report 03/09/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag DG 3614 RR SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.04	.75	0	.21	92	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

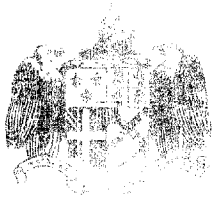
Found: NONE

VIOLATION:REASON

COMMENTS 900 BAGS \*\*INTEST

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21394

LOT NO 304

INSP NO 405-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: INTEST

Name Address on tag: PROCESSED BY BRAGG FARMS TONEY, AL

Date Rec'd. 02/19/2004 Date of Report 03/11/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag DG 3614 RR SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	98.90	.64	0	.46	93	0	03/11/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

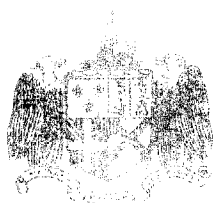
Found: NONE

VIOLATION:REASON

COMMENTS 900 BAGS \*\*INTEST

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21396

LOT NO 8951

INSP NO 342-0

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SEED PROCESSORS WETUMPKA, AL

Seed were shipped by: CARRY OVER

Name Address on tag: THE WAX CO AMORY, MS

Date Rec'd. 02/24/2004 Date of Report 03/09/2004 Where Grown SD Net Wt. 50 Bags on Hand 1

Variety Common Name Given on Tag BLACK OIL F-2 HYBRID SUNFLOWER

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1	.05	.95	80	--	4/03
FOUND:					26	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

## VIOLATION:REASON

## COMMENTS

1 BAG \*OLD TEST DATE; This lot of seed was found to germinate below the minimum germination standard of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21400

LOT NO **03-8819-5**

INSP NO 346-0

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SEED PROCESSORS WETUMPKA, AL

Seed were shipped by: PENNINGTON SEED INC. CULLMAN, AL

Name Address on tag: C.T. SMITH LTD PLEASANTON, TX

Date Rec'd. 02/24/2004 Date of Report 03/23/2004 Where Grown TX Net Wt. 50 Bags on Hand 15

Variety Common Name Given on Tag **PINKEYE PURPLEHULL BVR SOUTHERNPEA**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>98</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>75</b>	<b>0</b>	<b>12/03</b>
FOUND:			<b>OK</b>		<b>95</b>	<b>0</b>	<b>03/23/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

VIOLATION:REASON

COMMENTS 15 BAGS \* CAPTAN TREATED SEED UNABLE TO DO A COMPLETE VARIETAL DIFFERTIATION BECAUSE OF TREATMENT.

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

 Ron Sparks  
 Commissioner

 Mailing Address:  
 Post Office Box 3336  
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Seed Division

Phone: (334) 240-7140

Fax (334) 240-7193

LAB NO 21401

LOT NO 4301

INSP NO 347-0

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: SEED PROCESSORS WETUMPKA, AL

Seed were shipped by: CARRY OVER

Name Address on tag: SEED PROCESSORS WETUMPKA, AL

Date Rec'd. 02/24/2004 Date of Report 03/16/2004 Where Grown TX Net Wt. 50 Bags on Hand 28

Variety Common Name Given on Tag SUMMERGRAZER 111 HYBRID SORGHUM SUDANGRASS

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98.50	1	.05	.45	85	NS	1/03
FOUND:					76	0	03/16/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS

28 BAGS \*OLD TEST DATE \*\*CAPTAN TREATED; This lot of seed was found to germinate lower than the germination stated on the analysis tag.

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21408

LOT NO **B03010**

INSP NO 354-0

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: **PIEDMONT FERTILIZER CO. OPELIKA, AL**Seed were shipped by: **THE WAX CO AMORY, MS**Name Address on tag: **THE WAX CO AMORY, MS**
 Date Rec'd. **02/26/2004** Date of Report **03/17/2004** Where Grown **CA** Net Wt. **50** Bags on Hand **4**
Variety Common Name Given on Tag **HULLED BERMUDAGRASS**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>95</b>	<b>4</b>	<b>.50</b>	<b>.50</b>	<b>85</b>	<b>NS</b>	<b>7/03</b>
FOUND:	<b>96.48</b>	<b>3.47</b>	<b>.05</b>	<b>0</b>	<b>93</b>	<b>0</b>	<b>03/17/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

VIOLATION:REASON

COMMENTS **4 BAGS**

Director

Seed Division



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LAB NO	21409
LOT NO	<b>Z3DON11022-00</b>
INSP NO	129-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at:	DALE FARM CO/OP	ARITON, AL
Seed were shipped by:	AFC	DECATUR
Name Address on tag:	<b>PIONEER</b>	
Date Rec'd.	02/26/2004	Date of Report 03/09/2004
Where Grown	NE	Net Wt. 50
Bags on Hand	81	

Variety Common Name Given on Tag **32R25 HYBRID FIELD CORN**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99.5</b>	<b>.5</b>	<b>0</b>	<b>0</b>	<b>95</b>	<b>0</b>	<b>12/03</b>
FOUND:					<b>99</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

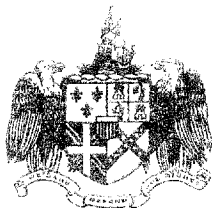
Found:

VIOLATION:REASON

COMMENTS 81 BAGS \*TREATED: FLUDIOXONIL &amp; METALAXYL-M

Director

Seed Division



**STATE OF ALABAMA**  
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Seed Division

LAB NO 21410

Phone: (334) 240-7140

LOT NO **W3STJ11018-F1**

Fax (334) 240-7193

INSP NO 130-G

**SEED REPORT STATE SEED LABORATORY**

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: DALE CO/OP ARITON, AL

Seed were shipped by: AFC DECATUR

Name Address on tag: **PIONEER**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown IL Net Wt. 50 Bags on Hand 29

Variety Common Name Given on Tag **31G97 HYBRID FIELD CORN**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>99.5</b>	<b>.5</b>	<b>0</b>	<b>0</b>	<b>95</b>	<b>0</b>	<b>12/03</b>
<b>FOUND:</b>					<b>98</b>	<b>0</b>	<b>03/09/2004</b>

**Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed**

Labeled: **NONE**

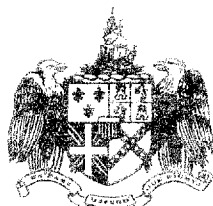
Found:

**VIOLATION:REASON**

**COMMENTS** 29 BAGS \*TREATED: FLUDIOXONIL & METALAXYL-M

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21411

LOT NO **W3WOR11010-00**

INSP NO 131-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: DALE CO/OP ARITON, AL

Seed were shipped by: AFC DECATUR

Name Address on tag: **PIONEER**
 Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown **IL** Net Wt. **50** Bags on Hand 100
Variety Common Name Given on Tag **31G66 HYBRID FIELD CORN**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99.5</b>	<b>.5</b>	<b>0</b>	<b>0</b>	<b>95</b>	<b>0</b>	<b>12/03</b>
FOUND:					<b>99</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

VIOLATION:REASON

COMMENTS 100 BAGS \*TREATED: FLUDIOXONIL &amp; METALAXYL-M

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21412  
LOT NO **Z3G0011003-00**  
INSP NO 132-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: DALE CO/OP ARITON, AL  
Seed were shipped by: AFC DECATUR  
Name Address on tag: **PIONEER**  
Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown IL Net Wt. 50 Bags on Hand 60

Variety Common Name Given on Tag **31G98 HYBRID FIELD CORN**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99.5</b>	<b>.5</b>	<b>0</b>	<b>0</b>	<b>95</b>	<b>0</b>	<b>12/03</b>
FOUND:					<b>99</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

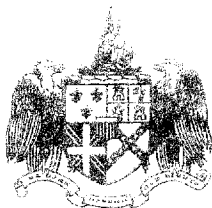
VIOLATION:REASON

COMMENTS 60 BAGS \*TREATED: FLUDIOXONIL &amp; METALAXYL-M

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21413

LOT NO **W3CON11038-P5**

INSP NO 133-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: DALE CO/OP ARITON, AL

Seed were shipped by: AFC DECATUR

Name Address on tag: **PIONEER**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown MI Net Wt. 50 Bags on Hand 100

Variety Common Name Given on Tag **33V15 HYBRID FIELD CORN**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99.5</b>	<b>.5</b>	<b>0</b>	<b>0</b>	<b>95</b>	<b>0</b>	<b>12/03</b>
FOUND:					<b>99</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

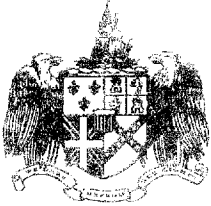
Found:

VIOLATION:REASON

COMMENTS 100 BAGS \*TREATED: FLUDIOXONIL &amp; METALAXYL-M

Director

Seed Division



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LAB NO	21414
LOT NO	<b>401</b>
INSP NO	134-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: SEED SOUTH DOTHAN AL

Seed were shipped by: KELLOGG SEED CO. CROWS LANDING, CA

Name Address on tag: **KELLOGG SEED CO. CROWS LANDING, CA**

Date Rec'd.	02/26/2004	Date of Report	03/09/2004	Where Grown	CA	Net Wt.	50	Bags on Hand	29
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Variety Common Name Given on Tag **JACKSON WONDER LIMA BEANS**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>85</b>	<b>0</b>	<b>10/03</b>
FOUND:					<b>92</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **0**

Found:

VIOLATION:REASON

COMMENTS 29 BAGS

Director

Seed Division



# STATE OF ALABAMA

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LAB NO	21415
LOT NO	<b>413</b>
INSP NO	135-G

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SEED SOUTH DOTHAN AL

Seed were shipped by: KELLOGG SEED CO. CROWS LANDING, CA

Name Address on tag: **KELLOGG SEED CO. CROWS LANDING, CA**

Date Rec'd.	02/26/2004	Date of Report	03/09/2004	Where Grown	CA	Net Wt.	50	Bags on Hand	28
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Variety Common Name Given on Tag **NEMAGREEN LIMA BEANS**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>12/03</b>
FOUND:					<b>85</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 0

Found:

VIOLATION:REASON

COMMENTS 28 BAGS

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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LAB NO 21417

LOT NO 94

INSP NO 137-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SEED SOUTH DOTHAN AL

Seed were shipped by: PHILIP LV POULAN, GA

Name Address on tag: INTEST

Date Rec'd. 02/26/2004 Date of Report 03/16/2004 Where Grown GA Net Wt. 50 Bags on Hand 300

Variety Common Name Given on Tag W G F SORGHUM

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:					73	0	03/16/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

VIOLATION:REASON

COMMENTS 300 BAGS \*\*\*INTEST

Director

Seed Division



**STATE OF ALABAMA**  
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LAB NO	21418
LOT NO	<b>G1125 / 03A-8539</b>
INSP NO	138-G

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SEED SOUTH DOTHAN AL  
 Seed were shipped by: THE WAX CO AMORY, MS  
 Name Address on tag: **THE WAX CO AMORY, MS**  
 Date Rec'd. 02/26/2004 Date of Report 03/25/2004 Where Grown **CA** Net Wt. **50** Bags on Hand 80

Variety Common Name Given on Tag **MISSISSIPPI PINKEYE SOUTHERN PEA**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>98.50</b>	<b>1.45</b>	<b>0</b>	<b>.05</b>	<b>85</b>	<b>0</b>	<b>12/03</b>
FOUND:			<b>OK</b>		<b>95</b>	<b>1</b>	<b>03/25/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 0

Found:

**VIOLATION:REASON**

**COMMENTS** 80 BAGS

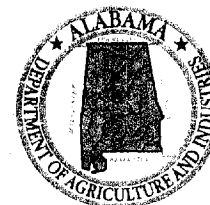
Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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LAB NO 21419

LOT NO 03-8856-5

INSP NO 139-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: SEED SOUTH DOTHAN AL

Seed were shipped by: C. T. SMITH dba TASSO PROD. PLEASANTON, TX

Name Address on tag: C. T. SMITH dba TASSO PROD. PLEASANTON, TX

Date Rec'd. 02/26/2004 Date of Report 03/25/2004 Where Grown TX Net Wt. 50 Bags on Hand 50

Variety Common Name Given on Tag ZIPPER CREAM SOUTHERNPEA

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	93.51	1.50	0	4.99	75	0	1/04
FOUND:			OK		85	0	03/25/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

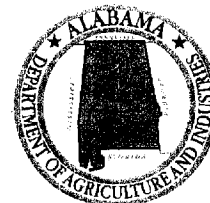
COMMENTS 50 BAGS \*\*TREATED: CAPTAN

Director

Seed Division



**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
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LAB NO	21420
LOT NO	<b>03-8904</b>
INSP NO	140-G

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: **SEED SOUTH** **DOTHAN AL**

Seed were shipped by: **C. T. SMITH dba TASSO PROD. PLEASANTON, TX**

Name Address on tag: **C. T. SMITH dba TASSO PROD. PLEASANTON, TX**

Date Rec'd.	02/26/2004	Date of Report	03/23/2004	Where Grown	<b>TX</b>	Net Wt.	<b>50</b>	Bags on Hand	42
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Variety Common Name Given on Tag **CALIFORNIA BLACK EYE #5 SOUTHERN PEA**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>98</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>80</b>	<b>0</b>	<b>10/03</b>
<b>FOUND:</b>			<b>OK</b>		<b>96</b>	<b>0</b>	<b>03/23/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

**VIOLATION:REASON**

**COMMENTS** 42 BAGS

Director

Seed Division





**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
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*Ron Sparks*  
 Commissioner

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Seed Division  
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 Fax (334) 240-7193

LAB NO	21421
LOT NO	<b>03-8821</b>
INSP NO	141-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **SEED SOUTH** **DOTHAN AL**  
 Seed were shipped by: **C. T. SMITH dba TASSO PROD. PLEASANTON, TX**  
 Name Address on tag: **C. T. SMITH dba TASSO PROD. PLEASANTON, TX**  
 Date Rec'd. **02/26/2004** Date of Report **03/23/2004** Where Grown **TX** Net Wt. **50** Bags on Hand **48**  
 Variety Common Name Given on Tag **MISSISSIPPI PURPLE SOUTHERNPEA**  
 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>93.51</b>	<b>1.50</b>	<b>0</b>	<b>4.99</b>	<b>75</b>	<b>0</b>	<b>11/03</b>
FOUND:			<b>OK</b>		<b>93</b>	<b>0</b>	<b>03/23/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

#### VIOLATION:REASON

COMMENTS **48 BAGS**

Director

Seed Division



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LAB NO 21422

LOT NO **5132-19**

INSP NO 142-G

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SEED SOUTH DOTHAN AL

Seed were shipped by: COFFEY SEED CO PLAINVILLE, TX

Name Address on tag: **SEED SOUTH DOTHAN, AL**

Date Rec'd. 02/26/2004 Date of Report 04/07/2004 Where Grown TX Net Wt. 50 Bags on Hand 600

Variety Common Name Given on Tag **TIFLEAF 3 HYBRID PEARL MILLET**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>98</b>	<b>1.95</b>	<b>.01</b>	<b>.04</b>	<b>80</b>	<b>NS</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>88</b>	<b>0</b>	<b>04/07/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

VIOLATION:REASON

COMMENTS

600 BAGS \*TREATED: ACTELIC INSECTICIDE

Director

Seed Division



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LAB NO 21424  
LOT NO 8  
INSP NO 144-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SEED SOUTH DOTHAN AL  
Seed were shipped by: AGNEW FARMS LEED, FL  
Name Address on tag: **INTEST**  
Date Rec'd. 02/26/2004 Date of Report 03/25/2004 Where Grown FL Net Wt. 50 Bags on Hand 150

Variety Common Name Given on Tag **IRON & CLAY COWPEAS**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>97.57</b>	<b>2.43</b>	<b>0</b>	<b>0</b>	<b>73</b>	<b>14</b>	<b>03/25/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**

Found:

VIOLATION:REASON

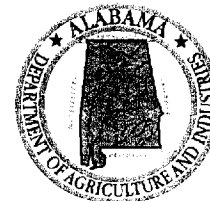
COMMENTS 150 BAGS \*\*INTEST

Director

Seed Division



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LAB NO	21425
LOT NO	<b>15</b>
INSP NO	145-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

This report shows the analysis given on the analysis tag and that found in the Seed Testing Laboratory. The part of the information printed in **HEAVY TYPE** is required by law on the analysis tag. Any mislabeling is indicated when in violation of the law. N.S. STANDS FOR "NOT STATED ON THE ANALYSIS TAG". When writing or phoning about these seeds please give the **LABORATORY TEST NO. AND INSPECTOR'S NUMBER.**

Seed Sample Collected at: SEED SOUTH DOTHAN AL  
 Seed were shipped by: AGNEW FARMS LEED, FL  
 Name Address on tag: **INTEST**  
 Date Rec'd. 02/26/2004 Date of Report 03/25/2004 Where Grown **FL** Net Wt. **50** Bags on Hand 200

Variety Common Name Given on Tag **IRON & CLAY COWPEAS**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
<b>FOUND:</b>	<b>99.16</b>	<b>.79</b>	<b>.01</b>	<b>.04</b>	<b>85</b>	<b>7</b>	<b>03/25/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**

Found:

**VIOLATION:REASON**

**COMMENTS** 200 BAGS \*\*INTEST

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 21426

LOT NO **10379**

INSP NO 146-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: SEED SOUTH DOTHAN AL

Seed were shipped by: PENNINGTON SEED INC MADISON GA

Name Address on tag: **PENNINGTON SEED INC MADISON GA**

Date Rec'd. 02/26/2004 Date of Report 03/19/2004 Where Grown **AZ** Net Wt. **50** Bags on Hand 30

Variety Common Name Given on Tag **LONG POD GREEN OKRA**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>.98</b>	<b>.01</b>	<b>.01</b>	<b>50</b>	<b>30</b>	<b>12/03</b>
FOUND:					<b>61</b>	<b>29</b>	<b>03/19/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

VIOLATION:REASON

COMMENTS 30 BAGS

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21427  
LOT NO 1  
INSP NO 147-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: SEED SOUTH DOTHAN AL  
Seed were shipped by: THOMAS FARMS JAY, FL  
Name Address on tag: SEED SOUTH DOTHAN, AL  
Date Rec'd. 02/26/2004 Date of Report 03/22/2004 Where Grown FL Net Wt. 50 Bags on Hand 226

Variety Common Name Given on Tag **CHUFAS**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	32	48	11/03
FOUND:					42	45	03/22/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 226 BAGS

Director

Seed Division



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LAB NO 21428  
 LOT NO **210**  
 INSP NO 148-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **AGRILIANCE AFC** **DOTHAN, AL**  
 Seed were shipped by: **CARRY OVER**  
 Name Address on tag: **ALABAMA FARMERS CO/OP DECATUR, AL**  
 Date Rec'd. **02/26/2004** Date of Report **03/16/2004** Where Grown **AL** Net Wt. **50** Bags on Hand **21**

Variety Common Name Given on Tag **W G F SORGHUM**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>98</b>	<b>1</b>	<b>.30</b>	<b>.70</b>	<b>80</b>	<b>0</b>	<b>12/02</b>
FOUND:					<b>72</b>	<b>0</b>	<b>03/16/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

**VIOLATION:REASON**

**COMMENTS** 21 BAGS; This lot of seed was found to germinate lower than the germination stated on the analysis tag.

Director

Seed Division





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LAB NO 21429

LOT NO **428-S-1610-2**

INSP NO 149-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **AGRILIANCE AFC** **DOTHAN, AL**

Seed were shipped by: **D & PL SCOTT, MS**

Name Address on tag: **D & PL SCOTT, MS**

Date Rec'd. **02/26/2004** Date of Report **03/09/2004** Where Grown **AZ** Net Wt. **56.9** Bags on Hand **800**

Variety Common Name Given on Tag **SURE-GROW 521R COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
<b>FOUND:</b>			<b>OK</b>		<b>96</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found: **NONE**

**VIOLATION:REASON**

**COMMENTS**

800 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 21430

LOT NO **AM3G1121**

INSP NO 150-G

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: AGRILIANCE AFC DOTHAN, AL

Seed were shipped by: AGRILIANCE AFC DECATUR, AL

Name Address on tag: **EMERGENT GENETICS USA, INC MEMPHIS, TN**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown **AZ** Net Wt. **53.8** Bags on Hand 200

Variety Common Name Given on Tag **ST 4892BR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>99</b>	<b>.90</b>	<b>0</b>	<b>.10</b>	<b>80</b>	<b>NS</b>	<b>12/03</b>
<b>FOUND:</b>					<b>90</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

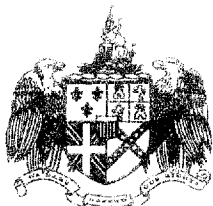
Found: **NONE**

**VIOLATION:REASON**

**COMMENTS** 200 BAGS \*\*TREATMENT CODE XMNT

Director

Seed Division



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LAB NO 21431  
 LOT NO **420-H-0640-2**  
 INSP NO 151-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILANCE AFC DOTHAN, AL  
 Seed were shipped by: D&PL SCOTT, MS  
 Name Address on tag: D&PL SCOTT, MS  
 Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown CA Net Wt. 54.8 Bags on Hand 50  
 Variety Common Name Given on Tag SURE-GROW 501 BR COTTON  
 Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:					<b>95</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE  
 Found: NONE

#### VIOLATION:REASON

COMMENTS 50 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



# STATE OF ALABAMA

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LAB NO	21432
LOT NO	<b>782-H-2466-2</b>
INSP NO	152-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at:	AGRILIANCE AFC		DOTHAN, AL						
Seed were shipped by:	D&PL SCOTT, MS								
Name Address on tag:	<b>D&amp;PL SCOTT, MS</b>								
Date Rec'd.	02/26/2004	Date of Report	03/09/2004	Where Grown	<b>AZ</b>	Net Wt.	<b>44</b>	Bags on Hand	400
Variety Common Name Given on Tag	<b>DP 555 BG/RR COTTON</b>								
Found in this Lab	<b>SAME</b>								

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>12/03</b>
FOUND:					<b>93</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled:	<b>NONE</b>
Found:	<b>NONE</b>

#### VIOLATION:REASON

COMMENTS 400 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21433

LOT NO **226-E-2665-23E**

INSP NO 153-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: NS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown AZ Net Wt. 49.6 Bags on Hand 50

Variety Common Name Given on Tag DP 5690 RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	12/03
FOUND:					97	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 50 BAGS \*\*TREATMENT CODE 2

Director

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## STATE OF ALABAMA

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LAB NO 21434

LOT NO **573-H-1704-2**

INSP NO 154-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: NS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown TX Net Wt. 48.5 Bags on Hand 50

Variety Common Name Given on Tag DP 655 B/RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:					<b>87</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 50 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
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LAB NO 21435

LOT NO **2B4-A-3009-21A**

INSP NO 155-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: **D&PL SCOTT, MS**
 Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown **TX** Net Wt. **45.1** Bags on Hand 250
Variety Common Name Given on Tag **DP 449 BG/RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
<b>FOUND:</b>					<b>94</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**Found: **NONE**

VIOLATION:REASON

COMMENTS 250 BAGS \*\*TREATMENT CODE 2

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21436

LOT NO **573-H-1702-2**

INSP NO 156-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: **D&PL SCOTT, MS**

Date Rec'd. 02/26/2004 Date of Report 03/10/2004 Where Grown TX Net Wt. 45.5 Bags on Hand 50

Variety Common Name Given on Tag **DP 655 B/RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>90</b>	<b>0</b>	<b>03/10/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 50 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



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LAB NO 21437

LOT NO 428-H-3296-21H

INSP NO 157-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown AL Net Wt. 48.1 Bags on Hand 50

Variety Common Name Given on Tag SURE-GROW 521R COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	2/04
FOUND:			OK		86	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 50 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21438

LOT NO 587-A-2881-21H

INSP NO 158-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown TX Net Wt. 50.3 Bags on Hand 50

Variety Common Name Given on Tag DP 436 RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	12/03
FOUND:			OK		93	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 50 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21439

LOT NO **2B4-H-3317-21H**

INSP NO 159-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown AZ Net Wt. 50.3 Bags on Hand 100

Variety Common Name Given on Tag DP 449 BG/RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	1/04
FOUND:			OK		96	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 100 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



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LAB NO 21440

LOT NO 572-S-1494-2

INSP NO 160-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown TX Net Wt. 43.3 Bags on Hand 50

Variety Common Name Given on Tag DP 458 B/RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	1/04
FOUND:			OK		90	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 50 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21441

LOT NO **782-H-2509-2**

INSP NO 161-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: **D&PL SCOTT, MS**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown **CA** Net Wt. **44.2** Bags on Hand 200

Variety Common Name Given on Tag **DP 555 BG/RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>12/03</b>
FOUND:			<b>OK</b>		<b>96</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

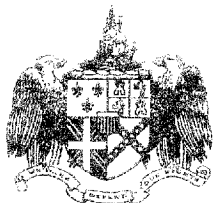
Labeled: **NONE**Found: **NONE**

VIOLATION:REASON

COMMENTS 200 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 21442

LOT NO **782-S-2341-2**

INSP NO 162-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **HELENA CHEMICAL CO.** DOTHAN, AL

Seed were shipped by: **D&PL SCOTT, MS**

Name Address on tag: **D&PL SCOTT, MS**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown **AZ** Net Wt. **44.9** Bags on Hand 400

Variety Common Name Given on Tag **DP 555 BG/RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>2/04</b>
FOUND:			<b>OK</b>		<b>85</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found: **NONE**

VIOLATION:REASON

COMMENTS 400 BAGS \*\*TREATMENT CODE 2

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21443

LOT NO **2B8-H-3235-21H**

INSP NO 163-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: **D&PL SCOTT, MS**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown **MS** Net Wt. **50.9** Bags on Hand 50

Variety Common Name Given on Tag **DP 444 BG/RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>2/04</b>
<b>FOUND:</b>			<b>OK</b>		<b>90</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**Found: **NONE**

VIOLATION:REASON

COMMENTS 50 BAGS \*\*TREATMENT CODE 2

Director

Seed Division



## STATE OF ALABAMA

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LAB NO	21446
LOT NO	7M-3019
INSP NO	166-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: SEED SOUTH DOTHAN, AL

Seed were shipped by: SYNGENTA SEEDS, INC MINNEAPOLIS, MN

Name Address on tag: SYNGENTA SEEDS, INC MINNEAPOLIS, MN

Date Rec'd.	02/26/2004	Date of Report	03/24/2004	Where Grown	NC	Net Wt.	50	Bags on Hand	900
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Variety Common Name Given on Tag S76-L9 SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1.5	0	.5	80	NS	1/04
FOUND:			OK		73	0	03/24/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

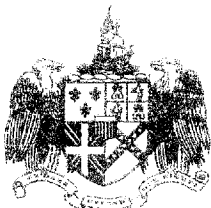
Found: NONE

VIOLATION:REASON

COMMENTS 900 BAGS

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21449

LOT NO **4318020 - J13N241**

INSP NO 169-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DOTHAN, AL

Seed were shipped by: BAYER CROP SCIENCE LUBBOCK, TX

Name Address on tag: **BAYER CROP SCIENCE LUBBOCK, TX**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown TX Net Wt. 50 Bags on Hand 150

Variety Common Name Given on Tag **FM 960BR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>85</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**Found: **NONE**

VIOLATION:REASON

COMMENTS 150 BAGS

Director

Seed Division



## STATE OF ALABAMA

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 LAB NO 21450  
 LOT NO **4277464-B330021**  
 INSP NO 170-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DOTHAN, AL

Seed were shipped by: BAYER CROP SCIENCE LUBBOCK, TX

Name Address on tag: BAYER CROP SCIENCE LUBBOCK, TX

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown AUST Net Wt. 50 Bags on Hand 100

Variety Common Name Given on Tag FM-991RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	1	12/03
FOUND:			OK		82	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

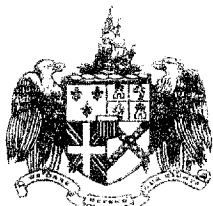
Found: NONE

VIOLATION:REASON

COMMENTS 100 BAGS

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21451

LOT NO 4277448-B330222

INSP NO 171-G

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: AGRILIANCE AFC DOTHAN, AL

Seed were shipped by: BAYER CROP SCIENCE LUBBOCK, TX

Name Address on tag: BAYER CROP SCIENCE LUBBOCK, TX

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown CA Net Wt. 50 Bags on Hand 50

Variety Common Name Given on Tag FM-989RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	1	12/03
FOUND:			OK		87	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

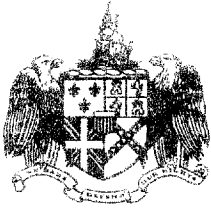
Found: NONE

## VIOLATION:REASON

COMMENTS 50 BAGS

Director

Seed Division



**STATE OF ALABAMA**  
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 Montgomery, Alabama 36107-1123



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 Fax (334) 240-7193

LAB NO 21452  
 LOT NO **2B4-H-3320-21H**  
 INSP NO 172-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DOTHAN, AL  
 Seed were shipped by: D&PL SCOTT, MS  
 Name Address on tag: **D&PL SCOTT, MS**  
 Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown **AZ** Net Wt. **50.3** Bags on Hand 150  
 Variety Common Name Given on Tag **DP 449 BG/RR COTTON**  
 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>92</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**  
 Found: **NONE**

**VIOLATION:REASON**

**COMMENTS** 150 BAGS

Director

Seed Division



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LAB NO 21453

LOT NO **429-H-3090-21H**

INSP NO 173-G

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DOTHAN, AL

Seed were shipped by: D&PL SCOTT, MS

Name Address on tag: D&PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown MS Net Wt. 51.9 Bags on Hand 50

Variety Common Name Given on Tag **SG 215 BG/RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>80</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found: **NONE**

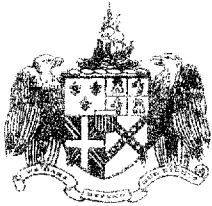
VIOLATION:REASON

COMMENTS 50 BAGS

Director

Seed Division





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LAB NO 21454

LOT NO **572-S-1465-2**

INSP NO 174-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DOTHAN, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: **D&PL SCOTT, MS**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown TX Net Wt. 43.7 Bags on Hand 225

Variety Common Name Given on Tag **DP 458 B/RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>12/03</b>
FOUND:			<b>OK</b>		<b>93</b>	<b>0</b>	<b>03/09/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**Found: **NONE**

VIOLATION:REASON

COMMENTS

225 BAGS

Director

Seed Division



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LAB NO 21455

LOT NO **226-S-2065-2**

INSP NO 175-G

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: AGRILIANCE AFC DOTHAN, AL

Seed were shipped by: D&PL SCOTT, MS

Name Address on tag: D&PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown TX Net Wt. 49.7 Bags on Hand 300

Variety Common Name Given on Tag DP 5690 RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	12/03
FOUND:			OK		86	0	03/09/2004

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

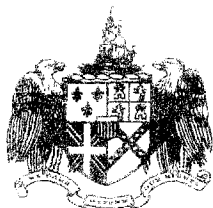
Found: NONE

VIOLATION:REASON

COMMENTS 300 BAGS

Director

Seed Division



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LAB NO	21456
LOT NO	<b>587-S-2918-2</b>
INSP NO	176-G

**SEED REPORT STATE SEED LABORATORY**

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **AGRILANCE AFC** **DOTHAN, AL**  
 Seed were shipped by: **D&PL SCOTT, MS**  
 Name Address on tag: **D&PL SCOTT, MS**  
 Date Rec'd. **02/26/2004** Date of Report **03/09/2004** Where Grown **AZ** Net Wt. **59.5** Bags on Hand **100**

Variety Common Name Given on Tag **DP 436 RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>12/03</b>
<b>FOUND:</b>			<b>OK</b>		<b>94</b>	<b>0</b>	<b>03/09/2004</b>

**Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed**

Labeled: **NONE**

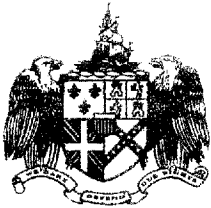
Found: **NONE**

**VIOLATION:REASON**

**COMMENTS** 100 BAGS

Director

Seed Division



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LAB NO 21458

LOT NO 1181-06

INSP NO 178-G

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: OZARK PEANUT &amp; FERTILIZER OZARK, AL

Seed were shipped by: CARRY OVER

Name Address on tag: TOWNSEND SEED CO INC DADE CITY, FL

Date Rec'd. 02/26/2004 Date of Report 03/23/2004 Where Grown FL Net Wt. 50 Bags on Hand 1

Variety Common Name Given on Tag SSCA CERT. ZIPPERCREAM COWPEA

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	97	3	0	0	70	0	11/02
FOUND:			OK		81	0	03/23/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

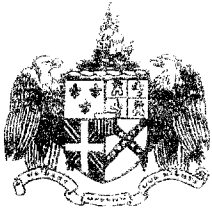
Found:

VIOLATION:REASON

COMMENTS 1 BAG \*\*SSCA CERT. \*TREATED: CAPTAN UNABLE TO DO A COMPLETE VARIETAL DIFFERENTIATION BECAUSE OF TREATMENT.

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21459  
LOT NO **NC008200LF**  
INSP NO 87-B

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: ROBERTSDALE FEED STORE ROBERTSDALE, AL

Seed were shipped by: CARRY OVER

Name Address on tag: SEGREST SLOCOMB, AL

Date Rec'd. 02/26/2004 Date of Report 03/12/2004 Where Grown ID Net Wt. 50 Bags on Hand 1

Variety Common Name Given on Tag SILVER KING SWEET HYBRID CORN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1.5	.1	.4	85	0	1/03
FOUND:					25	0	03/12/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: 0

Found:

VIOLATION:REASON

## COMMENTS

1 BAG \*TREATED: CAPTAN; This lot of seed was found to germinate below the minimum germination standard of 60%; therefore, this lot of seed cannot be offered for sale in Alabama.

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21460

LOT NO **2B4-H-3318-21H**

INSP NO 88-B

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. ATMORE, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/18/2004 Where Grown AZ Net Wt. 50.3 Bags on Hand 350

Variety Common Name Given on Tag **DP 449 BG/RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>93</b>	<b>0</b>	<b>03/18/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

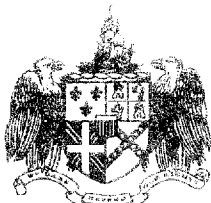
Labeled: **NONE**Found: **NONE**

## VIOLATION:REASON

COMMENTS 350 BAGS \*\*VIGOR TEST RESULTS 43% + 0% DORMANT SEED; MEDIUM VIGOR.

Director

Seed Division



# STATE OF ALABAMA

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Seed Division

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LAB NO 21461

LOT NO **782-S-3302-21H**

INSP NO 89-B

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **HELENA CHEMICAL CO.** **ATMORE, AL**

Seed were shipped by: **D&PL** **SCOTT, MS**

Name Address on tag: **D&PL** **SCOTT, MS**

Date Rec'd. **02/26/2004** Date of Report **03/18/2004** Where Grown **CA** Net Wt. **44.0** Bags on Hand **300**

Variety Common Name Given on Tag **DP 555 BG/RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>87</b>	<b>0</b>	<b>03/18/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found: **NONE**

VIOLATION:REASON

COMMENTS **300 BAGS \*\*VIGOR TEST RESULTS 45% + 0% DORMANT SEED; MEDIUM VIGOR.**

Director

Seed Division





# STATE OF ALABAMA

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Seed Division

LAB NO 21462

Phone: (334) 240-7140

LOT NO **573-H-1702-2**

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INSP NO 90-B

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: HELENA CHEMICAL CO. ATMORE, AL

Seed were shipped by: D&PL SCOTT, MS

Name Address on tag: D&PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/18/2004 Where Grown TX Net Wt. 46.9 Bags on Hand 150

Variety Common Name Given on Tag DP 655 B/RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	1/04
FOUND:			OK		87	0	03/18/2004

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 150 BAGS \*\*VIGOR TEST RESULTS 15 % + 0% DORMANT SEED; LOW VIGOR.

Director

Seed Division



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LAB NO	21463
LOT NO	<b>572-S-1465-2</b>
INSP NO	91-B

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. ATMORE, AL  
Seed were shipped by: D&PL SCOTT, MS  
Name Address on tag: D&PL SCOTT, MS  
Date Rec'd. 02/26/2004 Date of Report 03/18/2004 Where Grown TX Net Wt. 43.7 Bags on Hand 137

Variety Common Name Given on Tag **DP 458 B/RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>12/03</b>
FOUND:			<b>OK</b>		<b>88</b>	<b>0</b>	<b>03/18/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

VIOLATION:REASON

COMMENTS 137 BAGS \*\*\*VIGOR TEST RESULTS 27% + 0% DORMANT SEED; LOW VIGOR.

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21464

LOT NO 572-S-1472-2

INSP NO 92-B

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. ATMORE, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/18/2004 Where Grown AZ Net Wt. 50.9 Bags on Hand 263

Variety Common Name Given on Tag DP 458 B/RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	12/03
FOUND:			OK		91	0	03/18/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

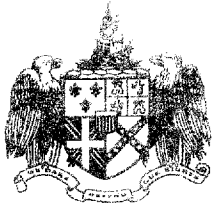
VIOLATION:REASON

COMMENTS

263 BAGS \*\*VIGOR TEST RESULTS 38% + 0% DORMANT SEED; MEDIUM VIGOR.

Director

Seed Division



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LAB NO 21465

LOT NO **226-S-1075-2**

INSP NO 93-B

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HELENA CHEMICAL CO. ATMORE, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/18/2004 Where Grown **AZ** Net Wt. **49.0** Bags on Hand 250

Variety Common Name Given on Tag **DP 5690 RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>92</b>	<b>0</b>	<b>03/18/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**Found: **NONE**

VIOLATION:REASON

COMMENTS 250 BAGS \*\*VIGOR TEST RESULTS 20% + 0% DORMANT SEED; LOW VIGOR.

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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 Ron Sparks  
 Commissioner

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 Seed Division  
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 Fax (334) 240-7193

 LAB NO 21466  
 LOT NO **587-S-2921-2**  
 INSP NO 94-B

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: HELENA CHEMICAL CO. ATMORE, AL

Seed were shipped by: D&amp;PL SCOTT, MS

Name Address on tag: D&amp;PL SCOTT, MS

Date Rec'd. 02/26/2004 Date of Report 03/18/2004 Where Grown AZ Net Wt. 57.7 Bags on Hand 150

Variety Common Name Given on Tag DP 436 RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	12/03
FOUND:			OK		93	0	03/18/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

## VIOLATION:REASON

COMMENTS 150 BAGS \*\*VIGOR TEST RESULTS 67% + 0% DORMANT SEED; HIGH VIGOR.

Director

Seed Division



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LAB NO 21467  
 LOT NO **216-S-1132-2**  
 INSP NO 95-B

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: **ATMORE TRUCKERS P O BOX 367 ATMORE**

Seed were shipped by: **D&PL SCOTT, MS**

Name Address on tag: **D&PL SCOTT, MS**

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown **AZ** Net Wt. **46.8** Bags on Hand 100

Variety Common Name Given on Tag **DP 5415 RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>2/04</b>
FOUND:			<b>OK</b>		<b>86</b>	<b>0</b>	<b>03/09/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

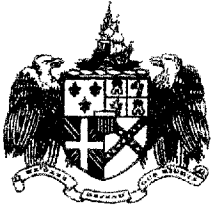
Found: **NONE**

#### VIOLATION:REASON

COMMENTS 100 BAGS

Director

Seed Division



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LAB NO 21468

LOT NO 782-S-3315-21H

INSP NO 96-B

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: ATMORE TRUCKERS P O BOX 367 ATMORE  
Seed were shipped by: D&PL SCOTT, MS  
Name Address on tag: D&PL SCOTT, MS  
Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown MS Net Wt. 42.8 Bags on Hand 300

Variety Common Name Given on Tag DP 555 BG/ RR COTTON

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	80	0	2/04
FOUND:			OK		91	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found: NONE

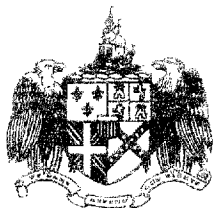
## VIOLATION:REASON

COMMENTS 300 BAGS

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21469  
LOT NO **878**  
INSP NO 20 C

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: RATCLIFF'S HARDWARE CAMDEN, AL

Seed were shipped by: CARRY OVER

Name Address on tag: GRO SOUTH MONTGOMERY, AL

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown AL Net Wt. 50 Bags on Hand 1

Variety Common Name Given on Tag TRUCKERS FAVORITE WHITE CORN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	.70	1.25	.05	85	0	10/01
FOUND:			OK		91	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 1BAG \*\*OLD TEST DATE

Director

Seed Division



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LAB NO 21470

LOT NO 168

INSP NO 21 C

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: RATCLIFF'S HARDWARE CAMDEN, AL

Seed were shipped by: CARRY OVER

Name Address on tag: SEED SOUTH DOTHAN, AL

Date Rec'd. 02/26/2004 Date of Report 03/09/2004 Where Grown AL Net Wt. 50 Bags on Hand 1

Variety Common Name Given on Tag TRUCKERS FAVORITE YELLOW O.P. CORN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1.25	.05	.70	85	0	11/02
FOUND:					93	0	03/09/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 1BAG \*\*OLD TEST DATE

Director

Seed Division



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LAB NO 21471

LOT NO 346025

INSP NO 22 C

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: RATCLIFF'S HARDWARE CAMDEN, AL

Seed were shipped by: CARRY OVER

Name Address on tag: SEMINIS SEED OXFORD, CA

Date Rec'd. 02/26/2004 Date of Report 03/12/2004 Where Grown CHILE Net Wt. 50 Bags on Hand 1

Variety Common Name Given on Tag MERIT HYBRID SWEET CORN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99	1	0	0	95	0	10/02
FOUND:					76	0	03/12/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

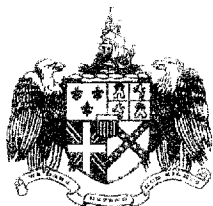
VIOLATION:REASON

COMMENTS

IBAG \*\*OLD TEST DATE \*\*TREATED:THIRAM &amp; CAPTAN; This lot of seed was found to germinate lower than the germination stated on the analysis tags.

Director

Seed Division



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LAB NO	21478
LOT NO	<b>1756LVYNX</b>
INSP NO	408-A

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: DEKALB MONSANTO CO. ST. LOUIS, MO

Name Address on tag: DEKALB MONSANTO CO. ST. LOUIS, MO

Date Rec'd. 03/04/2004 Date of Report 03/16/2004 Where Grown IL Net Wt. 48 Bags on Hand 66

Variety Common Name Given on Tag 0333107 DEKALB HYBRID CORN SEED

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99.60</b>	<b>.40</b>	<b>0</b>	<b>0</b>	<b>95</b>	<b>NS</b>	<b>11/03</b>
FOUND:					<b>99</b>	<b>0</b>	<b>03/16/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 66 BAGS \*DEKALB BRAND DKC67-60 \*TREATED:FLUDIOXONIL, MEFENOXAM.

Director

Seed Division



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LAB NO 21479  
 LOT NO **1746P71NX**  
 INSP NO 409-A

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: **AGRILIANCE AFC** **DECATUR, AL**  
 Seed were shipped by: **DEKALB MONSANTO CO. ST. LOUIS, MO**  
 Name Address on tag: **DEKALB MONSANTO CO. ST. LOUIS, MO**  
 Date Rec'd. 03/04/2004 Date of Report 03/16/2004 Where Grown **IA** Net Wt. **52** Bags on Hand 184

Variety Common Name Given on Tag **0357151 DEKALB HYBRID CORN SEED**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99.60</b>	<b>.40</b>	<b>0</b>	<b>0</b>	<b>95</b>	<b>NS</b>	<b>12/03</b>
FOUND:					<b>97</b>	<b>0</b>	<b>03/16/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

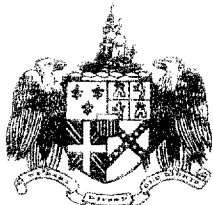
Found:

VIOLATION:REASON

COMMENTS 184 BAGS \*DEKALB BRAND DKC69 - 72 \*TREATED: FLUDIOXONIL, MEFENOXAM

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21480

LOT NO 1756LVENX

INSP NO 410-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: DEKALB MONSANTO CO. ST. LOUIS, MO

Name Address on tag: DEKALB MONSANTO CO. ST. LOUIS, MO

Date Rec'd. 03/04/2004 Date of Report 03/16/2004 Where Grown IL Net Wt. 38 Bags on Hand 300

Variety Common Name Given on Tag 0333107DEKALB HYBRID CORN SEED

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	99.60	40	0	0	95	0	11/03
FOUND:					99	0	03/16/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

VIOLATION:REASON

COMMENTS 300 BAGS \*DEKALB BRAND DKC67- 60 \*TREATED: FLUDIOZONIL, MEFENOXAM

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 21482

LOT NO **696-S-2227-21H**

INSP NO 412-A

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **AGRILIANCE AFC** **DECATUR, AL**

Seed were shipped by: **D & PL SCOTT, MS**

Name Address on tag: **D & PL SCOTT, MS**

Date Rec'd. 03/04/2004 Date of Report 03/16/2004 Where Grown **AZ** Net Wt. **58.8** Bags on Hand 150

Variety Common Name Given on Tag **DP451 B/RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>12/03</b>
<b>FOUND:</b>			<b>OK</b>		<b>97</b>	<b>0</b>	<b>03/16/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found: **NONE**

**VIOLATION:REASON**

**COMMENTS** 150 BAGS \*TREATMENT CODE 2

Director

Seed Division





## STATE OF ALABAMA

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LAB NO 21483

LOT NO **573-H-1702-2**

INSP NO 413-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: AGRILIANCE AFC DECATUR, AL

Seed were shipped by: D &amp; PL SCOTT, MS

Name Address on tag: D &amp; PL SCOTT, MS

Date Rec'd. 03/04/2004 Date of Report 03/16/2004 Where Grown TX Net Wt. 46.9 Bags on Hand 250

Variety Common Name Given on Tag **DP655 B/RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>1/04</b>
FOUND:			<b>OK</b>		<b>88</b>	<b>0</b>	<b>03/16/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

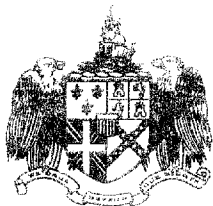
Labeled: **NONE**Found: **NONE**

VIOLATION:REASON

COMMENTS 250 BAGS \*TREATMENT CODE 2

Director

Seed Division



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LAB NO	21484
LOT NO	<b>2B8-H-3259-21H</b>
INSP NO	414-A

### SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at:	AGRILIANCE AFC	DECATUR, AL
Seed were shipped by:	D & PL SCOTT, MS	
Name Address on tag:	<b>D &amp; PL SCOTT, MS</b>	
Date Rec'd.	03/04/2004	Date of Report 03/25/2004
Where Grown	<b>MS</b>	Net Wt. <b>51.9</b>
Bags on Hand	400	

Variety Common Name Given on Tag **DP444 BG/RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>2/04</b>
FOUND:			<b>OK</b>		<b>86</b>	<b>0</b>	<b>03/25/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found: **NONE**

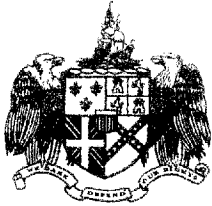
#### VIOLATION:REASON

COMMENTS 400 BAGS \*TREATMENT CODE 2; VIGOR TEST

INSPECTOR CALLED AFTER THE FACT FOR VIGOR, TEST RESULTS 73% + 0% DORMANT SEED. HIGH VIGOR

Director

Seed Division



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 LAB NO 21495  
 LOT NO 305  
 INSP NO 425-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: BRAGG FARMS TONEY, AL.

Name Address on tag: INTEST

Date Rec'd. 03/04/2004 Date of Report 03/22/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag DG 3614 RR SOYBEAN

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.46	.44	---	.10	91	0	03/22/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

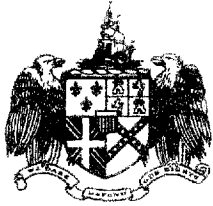
Found: NONE

VIOLATION:REASON

COMMENTS 900 BAGS \*INTEST

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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LAB NO 21496  
LOT NO **306**  
INSP NO 426-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: BRAGG FARMS TONEY, AL

Name Address on tag: **INTEST**

Date Rec'd. 03/04/2004 Date of Report 03/22/2004 Where Grown **NS** Net Wt. **50** Bags on Hand 900

Variety Common Name Given on Tag **DG 3614RR SOYBEAN**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELLED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.54</b>	<b>.32</b>	<b>----</b>	<b>.14</b>	<b>93</b>	<b>0</b>	<b>03/22/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**

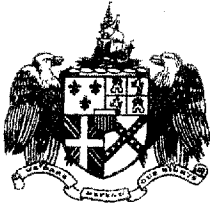
Found: **NONE**

VIOLATION:REASON

COMMENTS 900 BAGS \*\*INTEST

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21497

LOT NO 307

INSP NO 427-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: BRAGG FARMS TONEY, AL

Name Address on tag: **INTEST**
 Date Rec'd. 03/04/2004 Date of Report 03/22/2004 Where Grown **NS** Net Wt. **50** Bags on Hand 900
Variety Common Name Given on Tag **DG 3614RR SOYBEAN**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.57</b>	<b>.18</b>	<b>---</b>	<b>.25</b>	<b>91</b>	<b>0</b>	<b>03/22/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**Found: **NONE**

VIOLATION: REASON

COMMENTS 900 BAGS \*\*INTEST

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21498  
LOT NO **308**  
INSP NO 428-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: BRAGG FARMS TONEY, AL

Name Address on tag: **INTEST**

Date Rec'd. 03/04/2004 Date of Report 03/22/2004 Where Grown **NS** Net Wt. **50** Bags on Hand 900

Variety Common Name Given on Tag **DG 3614RR SOYBEAN**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.32</b>	<b>.39</b>	<b>NS</b>	<b>.29</b>	<b>95</b>	<b>0</b>	<b>03/22/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**Found: **NONE**

VIOLATION:REASON

COMMENTS 900 BAGS \*\*INTEST

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 21499  
LOT NO 309  
INSP NO 429-A

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL  
Seed were shipped by: BRAGG FARMS TONEY, AL  
Name Address on tag: **INTEST**  
Date Rec'd. 03/04/2004 Date of Report 03/22/2004 Where Grown **NS** Net Wt. **50** Bags on Hand 900  
Variety Common Name Given on Tag **DG 3614RR SOYBEAN**  
Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.55</b>	<b>.28</b>	<b>----</b>	<b>.17</b>	<b>88</b>	<b>0</b>	<b>03/22/2004</b>

#### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**  
Found: **NONE**

#### VIOLATION:REASON

COMMENTS 900 BAGS \*\*INTEST

Director

Seed Division





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LAB NO 21743  
LOT NO **2B8-H-3322-U1H**  
INSP NO 545-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE-AFC DECATUR, AL  
Seed were shipped by: D & PL SCOTT, MS  
Name Address on tag: **D & PL SCOTT, MS**  
Date Rec'd. 03/18/2004 Date of Report 03/29/2004 Where Grown **AR** Net Wt. **55.8** Bags on Hand 300

Variety Common Name Given on Tag **DP 444 BG/RR COTTON**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>2/04</b>
FOUND:			<b>OK</b>		<b>89</b>	<b>0</b>	<b>03/29/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**  
Found: **NONE**

## VIOLATION:REASON

COMMENTS 300 BAGS \*\*TREATED SEED

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 21743

LOT NO **2B8-H-3322-U1H**

INSP NO 545-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: AGRILIANCE-AFC DECATUR, AL

Seed were shipped by: D &amp; PL SCOTT, MS

Name Address on tag: D &amp; PL SCOTT, MS

Date Rec'd. 03/18/2004 Date of Report 03/29/2004 Where Grown AR Net Wt. 55.8 Bags on Hand 300

Variety Common Name Given on Tag **DP 444 BG/RR COTTON**Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>99</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>80</b>	<b>0</b>	<b>2/04</b>
FOUND:			<b>OK</b>		<b>89</b>	<b>0</b>	<b>03/29/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**Found: **NONE**

VIOLATION:REASON

COMMENTS 300 BAGS \*\*TREATED SEED

Director

Seed Division



# STATE OF ALABAMA

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LAB NO 23243  
LOT NO **16162**  
INSP NO 301-G

### SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: HENDRICKS FARM CENTER TROY, AL

Seed were shipped by: CARRY OVER

Name Address on tag: **TECOMATE WILDLIFE SYSTEMS Mc ALLEN, TX 78505**

Date Rec'd. 8/12/04 Date of Report 10/18/2004 Where Grown CA, ID, FR, Net Wt. 8 Bags on Hand 128

Variety Common Name Given on Tag **MONSTERMIX TIMBERLAND MIXTURE**

Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:		<b>17.32</b>	<b>.24</b>	<b>.08</b>			<b>2/03</b>
FOUND:		<b>14.21</b>	<b>.04</b>	<b>.13</b>			<b>10/18/04</b>

### Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 23510  
LOT NO 602  
INSP NO 1439-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL  
Seed were shipped by: BRAGG FARMS TONEY, AL  
Name Address on tag: IN TEST  
Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown NS Net Wt. 50 Bags on Hand 900  
Variety Common Name Given on Tag SSCA CERT. COKER 9184 WHEAT  
Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.90	.10	0	0	91	0	10/01/2004

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

Director

Seed Division

Exhibit 16



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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 LAB NO 23511  
 LOT NO 603  
 INSP NO 1440-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: **BRAGG FARMS TONEY, AL**  
 Seed were shipped by: **BRAGG FARMS TONEY, AL**  
 Name Address on tag: **IN TEST**  
 Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown **NS** Net Wt. **50** Bags on Hand **900**  
 Variety Common Name Given on Tag **SSCA CERT. COKER 9184 WHEAT**  
 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.85</b>	<b>.15</b>	<b>0</b>	<b>0</b>	<b>89</b>	<b>0</b>	<b>10/01/2004</b>

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed
 Labeled: **NS**

Found:

Director

Seed Division



## STATE OF ALABAMA

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 LAB NO 23512  
 LOT NO 604  
 INSP NO 1441-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL  
 Seed were shipped by: BRAGG FARMS TONEY, AL  
 Name Address on tag: IN TEST  
 Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown NS Net Wt. 50 Bags on Hand 900  
 Variety Common Name Given on Tag SSCA CERT. COKER 9184 WHEAT  
 Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.90	.10	0	0	86	0	10/01/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

Director

Seed Division



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LAB NO 23513  
LOT NO 605  
INSP NO 1442-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL  
Seed were shipped by: BRAGG FARMS TONEY, AL  
Name Address on tag: IN TEST  
Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown NS Net Wt. 50 Bags on Hand 900  
Variety Common Name Given on Tag SSCA CERT. COKER 9184 WHEAT  
Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.80	.20	0	0	89	0	10/01/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

Director

Seed Division





## STATE OF ALABAMA

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 LAB NO 23514  
 LOT NO 606  
 INSP NO 1443-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: BRAGG FARMS TONEY, AL

Name Address on tag: IN TEST

Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag SSCA CERT. COKER 9184 WHEAT

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.90	.10	0	0	86	0	10/01/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

Director

Seed Division



## STATE OF ALABAMA

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LAB NO 23515  
LOT NO 210  
INSP NO 1444-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: **BRAGG FARMS TONEY, AL**  
Seed were shipped by: **CARRY OVER**  
Name Address on tag: **BRAGG FARMS TONEY, AL**  
Date Rec'd. 09/02/2004 Date of Report 10/08/2004 Where Grown **AL** Net Wt. **50** Bags on Hand 550  
Variety Common Name Given on Tag **SSCA CERT. JACKSON WHEAT**  
Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>98</b>	<b>1.83</b>	<b>.05</b>	<b>.12</b>	<b>80</b>	<b>0</b>	<b>9/03</b>
<b>FOUND:</b>			<b>OK</b>		<b>84</b>	<b>0</b>	<b>10/08/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**  
Found:

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

 Ron Sparks  
 Commissioner

 Mailing Address:  
 Post Office Box 3336  
 Montgomery, AL 36109-0336

 Seed Division  
 Phone: (334) 240-7140  
 Fax (334) 240-7193

 LAB NO 23516  
 LOT NO 209  
 INSP NO 1445-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL  
 Seed were shipped by: CARRY OVER  
 Name Address on tag: BRAGG FARMS TONEY, AL  
 Date Rec'd. 09/02/2004 Date of Report 10/04/2004 Where Grown AL Net Wt. 50 Bags on Hand 100  
 Variety Common Name Given on Tag SSCA CERT, JACKSON WHEAT  
 Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	98	1.83	.05	.12	80	0	9/03
FOUND:			OK		82	0	10/04/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NONE

Found:

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

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Seed Division  
Phone: (334) 240-7140  
Fax (334) 240-7193

LAB NO 23517  
LOT NO 208  
INSP NO 1446-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: **BRAGG FARMS TONEY, AL**  
Seed were shipped by: **CARRY OVER**  
Name Address on tag: **BRAGG FARMS TONEY, AL**  
Date Rec'd. 09/02/2004 Date of Report 10/04/2004 Where Grown **AL** Net Wt. **50** Bags on Hand **50**  
Variety Common Name Given on Tag **SSCA CERT. JACKSON WHEAT**  
Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>98</b>	<b>1.83</b>	<b>.05</b>	<b>.12</b>	<b>85</b>	<b>0</b>	<b>8/03</b>
<b>FOUND:</b>			<b>OK</b>		<b>86</b>	<b>0</b>	<b>10/04/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NONE**

Found:

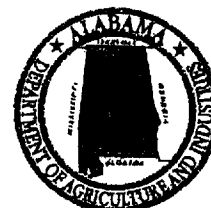
Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

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 Seed Division  
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 Fax (334) 240-7193

 LAB NO 23559  
 LOT NO 607  
 INSP NO 1488-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL  
 Seed were shipped by: BRAGG FARMS TONEY, AL  
 Name Address on tag: **IN TEST**  
 Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown **NS** Net Wt. 50 Bags on Hand 900  
 Variety Common Name Given on Tag **SSCA CERT. COKER 9184 WHEAT**  
 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
<b>FOUND:</b>	<b>99.90</b>	<b>.10</b>	<b>0</b>	<b>0</b>	<b>88</b>	<b>0</b>	<b>10/01/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: **NS**

Found:

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

*Ron Sparks*  
 Commissioner

 Mailing Address:  
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 Montgomery, AL 36109-0336

 Seed Division  
 Phone: (334) 240-7140  
 Fax (334) 240-7193

 LAB NO 23560  
 LOT NO 608  
 INSP NO 1489-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

This report shows the analysis given on the analysis tag and that found in the Seed Testing Laboratory. The part of the information printed in **HEAVY TYPE** is required by law on the analysis tag. Any mislabeling is indicated when in violation of the law. **N.S.** STANDS FOR "NOT STATED ON THE ANALYSIS TAG". When writing or phoning about these seeds please give the **LABORATORY TEST NO. AND INSPECTOR'S NUMBER.**

Seed Sample Collected at: BRAGG FARMS TONEY, AL  
 Seed were shipped by: BRAGG FARMS TONEY, AL  
 Name Address on tag: **IN TEST**  
 Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown **NS** Net Wt. 2400 Bags on Hand 19  
 Variety Common Name Given on Tag **SSCA CERT. COKER 9184 WHEAT**  
 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	99.90	.10	0	0	93	0	10/01/2004

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed
 Labeled: **NS**

Found:

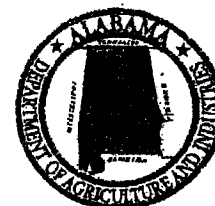
Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

*Ron Sparks*  
 Commissioner

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 Seed Division  
 Phone: (334) 240-7140  
 Fax (334) 240-7193

 LAB NO 23561  
 LOT NO 609  
 INSP NO 1490-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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 Seed Sample Collected at: **BRAGG FARMS** **TONEY, AL**  
 Seed were shipped by: **BRAGG FARMS TONEY, AL**  
 Name Address on tag: **IN TEST**  
 Date Rec'd. **09/02/2004** Date of Report **10/01/2004** Where Grown **NS** Net Wt. **2400** Bags on Hand **6**

 Variety Common Name Given on Tag **SSCA CERT. COKER 9184 WHEAT**

 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
<b>FOUND:</b>	<b>99.90</b>	<b>.10</b>	<b>0</b>	<b>0</b>	<b>88</b>	<b>0</b>	<b>10/01/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

 Labeled: **NS**

Found:

Director

Seed Division





## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

*Ron Sparks*  
 Commissioner

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 Post Office Box 3336  
 Montgomery, AL 36109-0336

 Seed Division  
 Phone: (334) 240-7140  
 Fax (334) 240-7193

 LAB NO 23562  
 LOT NO 610  
 INSP NO 1491-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL  
 Seed were shipped by: BRAGG FARMS TONEY, AL  
 Name Address on tag: **IN TEST**  
 Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown **NS** Net Wt. 50 Bags on Hand 900  
 Variety Common Name Given on Tag **SSCA CERT. COKER 9184 WHEAT**  
 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
<b>LABELED:</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
<b>FOUND:</b>	<b>99.80</b>	<b>.20</b>	<b>0</b>	<b>0</b>	<b>88</b>	<b>0</b>	<b>10/01/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

 Labeled: **NS**

Found:

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

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Seed Division

Phone: (334) 240-7140

Fax (334) 240-7193

LAB NO 23563

LOT NO 611

INSP NO 1492-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at: BRAGG FARMS TONEY, AL

Seed were shipped by: BRAGG FARMS TONEY, AL

Name Address on tag: IN TEST

Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown NS Net Wt. 50 Bags on Hand 900

Variety Common Name Given on Tag SSCA CERT. COKER 9184 WHEAT

Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.90	.10	0	0	87	0	10/01/2004

Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

*Ron Sparks*  
 Commissioner

 Mailing Address:  
 Post Office Box 3336  
 Montgomery, AL 36169-0336

 Seed Division  
 Phone: (334) 240-7140  
 Fax (334) 240-7193

 LAB NO 23564  
 LOT NO 612  
 INSP NO 1493-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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 Seed Sample Collected at: BRAGG FARMS TONEY, AL  
 Seed were shipped by: BRAGG FARMS TONEY, AL  
 Name Address on tag: **IN TEST**  
 Date Rec'd. 09/02/2004 Date of Report 10/01/2004 Where Grown **NS** Net Wt. 50 Bags on Hand 900  
 Variety Common Name Given on Tag **SSCA CERT. COKER 9184 WHEAT**  
 Found in this Lab **SAME**

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>	<b>NS</b>
FOUND:	<b>99.90</b>	<b>.10</b>	<b>0</b>	<b>0</b>	<b>93</b>	<b>0</b>	<b>10/01/2004</b>

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

 Labeled: **NS**  
 Found:

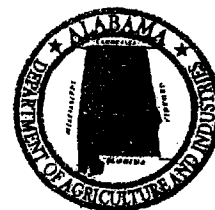
Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

*Ron Sparks*  
 Commissioner

 Mailing Address:  
 Post Office Box 3336  
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 Seed Division  
 Phone: (334) 240-7140  
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LAB NO	23675
LOT NO	613
INSP NO	1536-A

## SEED REPORT STATE SEED LABORATORY

Official report of the analysis of a sample of seed, collected by an agent of the Department of Agriculture, the results of which will be published in bulletin form.

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Seed Sample Collected at:	BRAGG FARMS	TONEY, AL
Seed were shipped by:	BRAGG FARMS TONEY, AL	
Name Address on tag:	IN TEST	
Date Rec'd.	09/20/2004	Date of Report
	10/04/2004	Where Grown
	NS	Net Wt.
	50	Bags on Hand
	900	
Variety Common Name Given on Tag	SSCA CERT. COKER 9184 WHEAT	
Found in this Lab	SAME	

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.90	.10	0	0	87	0	10/04/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled:	NS
Found:	

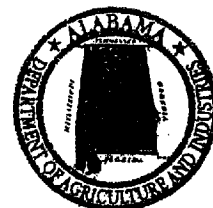
Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

*Ron Sparks*  
 Commissioner

 Mailing Address:  
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 Montgomery, AL 36109-0336

 Seed Division  
 Phone: (334) 248-7140  
 Fax (334) 240-7193

 LAB NO 23676  
 LOT NO 614  
 INSP NO 1537-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at: BRAGG FARMS TONEY, AL  
 Seed were shipped by: BRAGG FARMS TONEY, AL  
 Name Address on tag: IN TEST  
 Date Rec'd. 09/20/2004 Date of Report 10/04/2004 Where Grown NS Net Wt. 50 Bags on Hand 900  
 Variety Common Name Given on Tag SSCA CERT. COKER 9184 WHEAT  
 Found in this Lab SAME

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.94	.06	0	0	90	0	10/04/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

Director

Seed Division



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

 1445 Federal Drive  
 Montgomery, Alabama 36107-1123

*Ron Sparks*  
 Commissioner

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 Seed Division  
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 Fax (334) 240-7193

 LAB NO 23677  
 LOT NO 615  
 INSP NO 1538-A

## SEED REPORT STATE SEED LABORATORY

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Seed Sample Collected at:	BRAGG FARMS	TONEY, AL
Seed were shipped by:	BRAGG FARMS TONEY, AL	
Name Address on tag:	IN TEST	
Date Rec'd.	09/20/2004	Date of Report 10/04/2004
Where Grown	NS	Net Wt. 50
Bags on Hand	286	
Variety Common Name Given on Tag	SSCA CERT. COKER 9184 WHEAT	
Found in this Lab.	SAME	

ANALYSIS	Pure Seed%	Inert Matter%	Weed Seed%	Crop Seed%	Germ%	Hard Seed%	Test Date
LABELED:	NS	NS	NS	NS	NS	NS	NS
FOUND:	99.80	.20	0	0	86	0	10/04/2004

## Names and Numbers of Noxious Weed Seeds Present Per Pound of Pure Seed

Labeled: NS

Found:

Director

Seed Division



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

August 23, 2004

Mailing Address:  
Post Office Box 3338  
Montgomery, AL 36109-0338

BRAGG FARMS  
1180 GRIMWOOD RD  
TONEY AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (13) lot in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23115	201	99.90	.10	0	0	95	0	
23180	202	99.90	.10	0	0	95	0	
23181	203	99.97	.03	0	0	92	0	
23182	204	99.97	.03	0	0	94	0	
23183	205	99.97	.03	0	0	94	0	
23184	206	99.97	.03	0	0	94	0	
23185	207	99.97	.03	0	0	98	0	
23186	208	99.97	.03	0	0	95	0	
23187	209	99.80	.20	0	0	97	0	
23188	210	99.80	.20	0	0	94	0	
23189	301	99.90	.10	0	0	99	0	
23190	302	99.97	.03	0	0	98	0	
23191	303	99.97	.03	0	0	97	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab





## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

August 30, 2004

Bragg Farms  
1180 Grimwood Rd.  
Toney, AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (3) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23299	407			OK		91	0	None
23300	410			OK		94	0	None
23301	322			OK		95	0	None

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

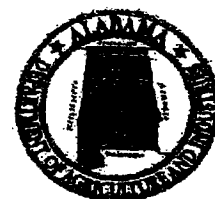
John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

September 1, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Bragg Farms  
1180 Grim wood Rd.  
Toney, AL. 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (1) lot in this form.

Lab No.	Lot No.	Germ	Hard Seed	Purity	Inert	Weed	Crop
23027	104	77	0	99.70	.30	0	0

**COMMENT:** This lot of seed does not meet certification standards as to germination. The minimum standard germination for certified wheat is 85%. This is a PVP title V variety and can only be sold as a certified class of wheat.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

*John L. Crayton*  
John L. Crayton, Director  
Seed Lab



# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 3, 2004

Bragg Farms  
1180 Grimwood Rd.  
Toney, AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (21) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed-
23288	304	99.90	0.10	0	0	99	0	
23289	305	99.90	0.10	0	0	99	0	
23290	306	99.90	0.10	0	0	97	0	
23291	307	99.90	0.10	0	0	96	0	
23292	308	99.80	0.20	0	0	97	0	
23293	309	99.90	0.10	0	0	96	0	
23294	310	99.90	0.10	0	0	97	0	
23295	311	99.80	0.20	0	0	98	0	
23296	312	99.85	0.15	0	0	96	0	
23297	313	99.90	0.10	0	0	98	0	
23298	314	99.80	0.20	0	0	98	0	
23330	501	99.90	0.10	0	0	96	0	
23333	504	99.90	0.10	0	0	95	0	
23334	505	99.80	0.20	0	0	93	0	
23335	506	99.90	0.10	0	0	95	0	
23336	507	99.90	0.10	0	0	97	0	
23337	508	99.80	0.20	0	0	98	0	
23338	509	99.90	0.10	0	0	99	0	
23339	510	99.90	0.10	0	0	97	0	
23340	511	99.90	0.10	0	0	97	0	
23341	601	99.90	0.10	0	0	90	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



*Ron Sparks*  
Commissioner

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 7, 2004

Bragg Farms  
1180 Grimwood Rd.  
Toney, AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (2) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ	Hard Seed	Noxious Weed
23331	502	99.90	0.10			88	0	
23332	503	99.90	0.10			91	0	

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

September 9, 2004

Bragg Farms,  
1180 Grimwood Rd.  
Toney, AL 35773

Dear Bragg Farms,

Due to unforeseen computer problems, we are reporting the results of (9) lots in this form.

Lab No.	Lot No.	Purity	Inert	Weed	Crop	Germ.	Hard Seed	Noxious Weed
23107	110	99.80	0.20	0	0	83	0	
23108	111	99.75	0.25	0	0	81	0	
23109	112	99.85	0.15	0	0	74	0	
23110	113	99.85	0.15	0	0	79	0	
23111	114	99.80	0.20	0	0	79	0	
23112	115	99.85	0.15	0	0	73	0	
23113	116	99.90	0.10	0	0	79	0	
23114	117	99.90	0.10	0	0	85	0	
23302	613-3501	99.90	0.10	0	0	82	0	

**Comment:** The following lots of seeds 110-116 do not meet certification standards as to germination. The minimum standard germination for a class of certified wheat is 85%.

We will send the regular report when the computer problem is resolved. Please feel free to call if I can be of further assistance.

Sincerely,

John L. Crayton, Director  
Seed Lab



*Ron Sparks*  
Commissioner

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

## MEMORANDUM

**Date:** 10/15/2004  
**To:** LANCE HESTER, Division Director Agriculture and Animal Protection  
**Cc:** Commissioner Ron Sparks, Don Rigney, Ronnie Murphy, B. J. Russell  
and Personnel Board File  
**From:** JOHN L. CRAYTON, Program Director Seed Lab *Q f A*  
**RE:** Rebuttal to memo of Reprimand

On October 4, 2004 approximately 3:30 p.m. I was sui Commissioner's office, with you (Lance Hester), Col Murphy, Doug Rigney, Attorney B. J. Russell, and Da quickly became apparent the purpose of the meetir make believe or alleged failure of job performanc performance inadequacy involved a failure to devise generate form cards essential for tracking seed anal documentation of seed performance. An alternative p due to computer server failure greater than thirty days.

*Rebuttal*

My response to each allegation is as follows:

- (1) On Tuesday September 21, 2004, Ronnie Mur was notified by the Commissioner's office about processors or farmers that had samples in the seed laboratory for a period and had not received their analysis report. These samples were "In Test" samples indicating the company needed the test results before they were to be sold or planted. One seed processor reported to the commissioner's office that when he inquired about the tests that John Crayton indicated that the delay was due to the computer being down. Since that time, we had four additional complaints from industry indicating the negative economic impact that this delay has caused.

You have provided me with several copies of supposedly complaints; only one is dated on or before September 21, 2004. Glen Zorn in a memo dated September 21, 2004 to Doug Rigney indicated the following:

"Mr. Carl Sanders from Coffee County called today and reported that he had submitted oat and wheat seed to the Department of Agriculture and Industries Seed Lab and requested for germination test be performed. After several weeks of not hearing from the Seed Lab, he called in and was informed by Andrae McMillian that no germination test had been completed since August due to computer problems. Mr. Sanders was very concerned about our Seed Labs inability to provide results of germination test in a timely manner".

The seed Laboratory's database indicates the last date of service for Mr. Sander's Farm was November 12, 2002. Mr. Sanders did not have an analysis in progress during the period of computer down time. A copy is enclosed for your review of the last date of service.

Also, your memo mentions four (4) additional complaints from industry were received after the September 21, 2004 memo. Only two additional complaints were received from your office dated after September 21, 2004, not four, I will respond to the two. My response to those is as follows:

1) One complaint dated September 30, 2004 from Jeannie Bragg Harvey to Doug Rigney, Deputy Commissioner of Agriculture

"I am writing to give you a summary of the difficulties I have experienced in dealing with the Alabama State Seed Lab this summer. After hearing in July, the good report on the shortened turn-around time on samples, I was surprised by the prolonged period I have had to wait for analyses during August and September".

Harvey's opening statements are contradictory: For the last four years, the seed Lab has established an average 21 day turn around of samples from the time they are logged in, to the time, the report goes out of the door to the client. Our accuracy rate for tested samples has been impeccable, reproducible and verified by colleagues in other state laboratories. The unit has worked under staffed for five of the six years I have served as Director. Individuals have been assigned to the Seed Lab to fill vacant slots that were not qualified or able to contribute to reducing the workload of the laboratory. As director, I was told these individuals were being employed in the lab, but as soon as their probation period was up, they were placed elsewhere. In spite of the intentional in house sabotage efforts, the unit has maintained our 21-day average turn around period, accuracy, and professionalism.

Jeannine Bragg Harvey had two complaints:

"My 2 chief complaints/concerns are this. It appears the computer has been down for a full two months now. Unacceptable. I add value to my seed, by invoicing my customers with a copy of the state seed lab report. To date I only have 20 of those, less than one-quarter of those submitted, in my hand. Also, of those samples just now in the germinator, some were pulled 6 weeks ago. Far too long. The printing of reports should have no bearing on the samples going in/out of the germinator.

Mr. Rigney, immediate relief is needed in this situation. The computer needs to be fixed or replaced. New management need to be hired".

It is a responsibility of the Commissioner and your office as my direct supervisor for the Seed Lab, to address the repair or replacement of the information technology server. Presently even though computer failure truly alters my department's ability to generate accurate reports, server replacement or repair is not part of my job description.

The recent computer failure incident affected every regulatory program in the State Department of Agriculture. Daily, we were assured by the Information Technology Center the system would be up and running soon. If I had been informed of the true expected down time, an alternative procedure would have been established sooner for sample movement through the system.



(2) The final complaint dated October 4, 2004 from Amanda Mock or some third party (copy enclosed). The memo indicates a decline in service provided by the Seed Lab over the last 4-5 years. None of the names appearing on the memo is part of the seed Lab's database.

The Laboratory's database adequately refutes the notion of reduced service. It verifies the 21-day average turn around performance sustained by the laboratory over the last five years. Prior to my tenure as Seed Laboratory Director, I served for twenty-two years in the seed lab under two directors; neither was able to accomplish the current level of performance. When I became director, the lab had a backlog of four months or greater.

The computer failure situation would not have occurred if the agency had in place either a back up system or a contingency plan for server replacement. Once again, let me state for the record: (a) system replacement or repair is not under my control; (b) the lab supervisor, Andrae' McMillian and I met with you and Mr. Murphy on three (3) separate occasions during the time period to discuss activities involving the lab. During these meeting, there was no hint or suggestion of a need to establish an alternative method of generating our reports due to the computer system failure.

Your memo also indicates: "The critical choices faced were as follows: (1) Changes could be made in the processing of samples to accommodate industry, farmer and Department needs; or (2) serves could be discontinued which would adversely affect the marketing abilities of the seed industries. The answer should have been obvious. We should have made changes in processing to accommodate the industry and farmer needs. However, the decision that was made disrupted commerce of seed and caused an embarrassment to the Department, the Commissioner and the employees. At no time did you choose to discuss this situation with your Division Director or the Deputy Commissioner".

One reading your memo might interpret it to mean quality reduction and agency accuracy has a second place status to the needs of the customer. Also one might assume the possibility of incurring additional liability due to inaccuracy has moved to the bottom of the agency's concern list.

According to you, the purpose of your memo was to facilitate correction. Providing adequate staffing for the laboratory with qualified applicants will provide an excellent step in improving the already exceptional performance of laboratory personnel.

During the last five years, the improved turn around performance of an averaged 21-day turn around has not prompted you to meet with me on a weekly basis to discuss processing samples through the seed laboratory. At this time, your suggestion to institute a weekly review of seed sample processing will consume more of my time rather than enhancing job performance. It appears to me the instruction for a weekly conference is motivated from an agenda that has nothing to do with job performance. If my performance during the period of computer failure merits possible suspension or dismissal discussion, hopefully the same has been communicated to all other program directors as we shared a common situation. I would hate to think I am an isolated case, considering all other departments were equally effected by the situation. I respectfully request the reprimand be rescinded and removed from my personnel file.

cc: John Knight, Chairman Ways & Means

Thomas E. Jackson, Chairman Agriculture Committee  
Thad Clammy, Representative, District 76  
Alabama State Employee Association

STATE OF ALABAMA            )  
  )  
COUNTY OF MONTGOMERY    )

RE:    *JOHN CRAYTON V. ALABAMA DEPARTMENT OF AGRICULTURE & INDUSTRIES*  
      CASE NO.: 2:07- CV-626-MEF

**AFFIDAVIT OF SHANNON BURTON**

Before me, the undersigned authority in and for said county and state personally appeared Shannon Burton who is known to me and being first duly sworn, deposes and says under oath as follows:

1.     My name is Shannon Burton. I am over the age of nineteen and I have personal knowledge of the matter set forth herein.
2.     I am currently an Administrative Support Assistant III with Alabama Department of Agriculture and Industries.
3.     I have been employed with the Department since September 2001.
4.     Currently, I work in the Food Safety Division and Mark Scott is my immediate supervisor.
5.     The Department of Agriculture and Industries experienced a network problem that affected the entire Department in 2004. No section was able to print certificates and permits. The Food Safety Section was unable to print permits for 6 weeks because the Department's server was down for six weeks.

Dated this the 23<sup>rd</sup> day of June 2008

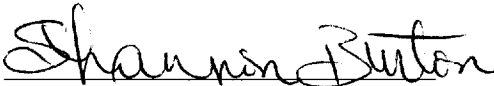
  
Shannon Burton

Exhibit 117

**STATE OF ALABAMA**  
**COUNTY OF MONTGOMERY**

On this the \_\_\_\_\_ day of June 2008, before me, the undersigned Notary Public, in and for said State and County, personally appeared, Wilma Fitzpatrick who is known to me, and states that the foregoing information is true and correct to the best of her information, belief and knowledge, and that she executed same voluntarily on the day the same bears date.

  
NOTARY PUBLIC

  
My Commission Expires

# STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123

---



*Ron Sparks*  
Commissioner

### MEMO

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

Date: September 21, 2004  
To: Doug Rigney  
From: Glen Zorn  
Subject: Seed Lab

Mr. Carl Sanders from Coffee County called today and reported that he had submitted oat and wheat seed to the Department of Agriculture and Industries Seed Lab and requested for germination test to be performed. After several weeks of not hearing from the Seed Lab he called in and was informed by Andrae McMillian that no germination test had been completed since August due to computer problems. Mr. Sanders was very concerned about our Seed Labs inability to provide results of germination test in a timely manner.

Exhibit 18



*Ron Sparks*  
Commissioner

## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

### MEMORANDUM

**Date:** 10/15/2004  
**To:** LANCE HESTER, Division Director Agriculture and Animal Protection  
**Cc:** Commissioner Ron Sparks, Don Rigney, Ronnie Murphy, B. J. Russell and Personnel Board File  
**From:** JOHN L. CRAYTON, Program Director Seed Lab *J.L.C.*  
**RE:** Rebuttal to memo of Reprimand

On October 4, 2004 approximately 3:30 p.m. I was summoned to a meeting in the Commissioner's office, with you (Lance Hester), Commissioner Sparks, Ronnie Murphy, Doug Rigney, Attorney B. J. Russell, and Dana Wallace. Upon arrival, it quickly became apparent the purpose of the meeting was to document; some make believe or alleged failure of job performance on my part. The sited performance inadequacy involved a failure to devise an alternative procedure to generate form cards essential for tracking seed analysis required for appropriate documentation of seed performance. An alternative procedure became necessary due to computer server failure greater than thirty days.

My response to each allegation is as follows:

- (1) On Tuesday September 21, 2004, Ronnie Murphy (Deputy Commissioner) was notified by the Commissioner's office about two complaints from seed processors or farmers that had samples in the seed laboratory for an extended period and had not received their analysis report. These samples were "In Test" samples indicating the company needed the test results before they were to be sold or planted. One seed processor reported to the commissioner's office that when he inquired about the tests that John Crayton indicated that the delay was due to the computer being down. Since that time, we had four additional complaints from industry indicating the negative economic impact that this delay has caused.

You have provided me with several copies of supposedly complaints; only one is dated on or before September 21, 2004. Glen Zorn in a memo dated September 21, 2004 to Doug Rigney indicated the following:

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*Exhibit 1a*

The seed Laboratory's database indicates the last date of service for Mr. Sander's Farm was November 12, 2002. Mr. Sanders did not have an analysis in progress during the period of computer down time. A copy is enclosed for your review of the last date of service.

Also, your memo mentions four (4) additional complaints from industry were received after the September 21, 2004 memo. Only two additional complaints were received from your office dated after September 21, 2004, not four, I will respond to the two. My response to those is as follows:

- 1) One complaint dated September 30, 2004 from Jeannie Bragg Harvey to Doug Rigney, Deputy Commissioner of Agriculture

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cc: John Knight, Chairman Ways & Means

Thomas E. Jackson, Chairman Agriculture Committee  
Thad Clammy, Representative, District 76  
Alabama State Employee Association

Exhibit 20

The plaintiff makes numerous, disjointed allegations of discrimination, the earliest of which allegedly occurred in 2002. Notably, the plaintiff only raised the majority of his factual allegations for the first time in his judicial complaints. Of great significance is the absence of any evidence that the alleged conduct complained of by the defendant was based on his race or resulted in tangible employment action. The plaintiff's claims arise out of his seeming unwillingness to get along with most of his supervisors and co-workers and his dislike of supervisory oversight of his work.

## **II. Statement of Undisputed Facts**

The plaintiff, John Crayton, was hired with the Alabama Department of Agriculture in May 1976 as a seed analyst. (Crayton depo. p. 13, l. 2-5). Plaintiff stayed in the position of seed analyst for twenty-five years, at which time he was promoted to Program Director of the Seed Program. (Crayton depo. p. 13, l. 12-17). Plaintiff is still a Program Director. (Crayton depo. p. 13, l. 20-21). As Program Director of the Seed Lab, the plaintiff's duties included enforcement of the Truth in Labeling Law as it relates to the seed industry. (Crayton depo. p. 24, l. 18-22). Before seeds are sold in interstate or intrastate commerce, they must be tested by a lab and labeled. (Crayton depo. p. 26, l. 4-11; p. 27, l. 2-7). It is important that seed samples be tested promptly and results be timely given to seed suppliers or farmers. (Crayton depo. p. 27, l. 8-12). Seed sold in Alabama must carry a claim as to its purity and quality. (Crayton depo. p. 31, l. 13-21).

The plaintiff complains that in 2002, his work was scrutinized by his superiors and claims the inquiries into his job performance constituted race discrimination. (Doc. 13; Crayton depo. p. 23, l. 18 to p. 24, l. 17). It is undisputed that this scrutiny did not result in any tangible employment action or affected his ability to perform his job functions.

The plaintiff claims that in April 2003, he applied for a position as Division Director with the Department of Agriculture. (Crayton depo. p. 34, l. 8-14). The job opening was announced by the Alabama State Personnel Department, which established a register for the position<sup>1</sup>. (Crayton depo. p. 34, l. 14-19). The plaintiff ranked 4 out of 8 applicants on the register for the position of Division Director by the State Personnel Department. (Crayton depo. p. 34, l. 22 to p. 35, l. 1). The position was awarded to Lance Hester, a white male, who was ranked higher on the register than the plaintiff. (Crayton depo. p. 35, l. 2-18). The plaintiff claims that his ranking on the register by the State Personnel Department was “racially controlled” and influenced by the Commissioner of the Department of Agriculture. (Crayton depo. p. 35, l. 22 to p. 36, l. 9). However, the plaintiff has no knowledge of or evidence that the Commissioner had any influence at all about the plaintiff’s ranking on the register for the position of Division Director. (Crayton depo. p. 36, l. 20 to p. 37, l. 1). When the plaintiff learned that the position of Division Director was filled by Lance Hester, he did not make any complaints about it to anyone at the Department of Agriculture. (Crayton depo. p. 38, l. 2-6).

On October 4, 2004, the plaintiff was summoned to the Commissioner’s office for a meeting with several people wherein he was informed that he was receiving a written reprimand for failing to properly perform his job responsibilities. (Crayton depo. p. 38, l. 7-16; Written reprimand dated October 4, 2004). The reprimand resulted after a series of complaints were received by the Department of Agriculture about the poor work performed in the Seed Lab while the plaintiff was the Program Director. (Crayton depo. p. 38, l. 21 to p. 39, l. 20; Affidavit of Lance Hester; Complaints dated September 21, 2004, September 30, 2004 and October 4, 2004).

---

<sup>1</sup> In order to be considered for some positions with the State of Alabama, an individual must be on the employment register with the Personnel Department. An applicant must meet the basic job requirements for a position to be placed on the register. Applicants are then ranked by the Personnel Department for a particular position, and the rankings are sent to the state agency with the job opening for the ultimate hiring decision.

The clients of the Seed Lab complained that they were having problems receiving their test results back from the lab in a timely manner. (Crayton depo. p. 39, l. 6-20). It is necessary that the Seed Lab get test results back to clients as quickly as possible. (Crayton depo. p. 39, l. 21 to p. 40, l. 2). These complaints were cause for great concern because farmers and agricultural businesses were adversely affected. (Affidavit of Lance Hester). Further, the Department of Agriculture is a state agency and values its reputation in the agriculture community both in and out of the State of Alabama. (Affidavit of Lance Hester). It is therefore, imperative that the Seed Lab perform its duties in professional and timely manner so as to retain its position as a leader in the agriculture industry. (Affidavit of Lance Hester).

Although the plaintiff claims that the reprimand was a form of harassment, the purpose of the reprimand was to facilitate a correction and address the problems that had been reported. (Crayton depo. p. 46, l. 3-18; p. 48, l. 21 to 49, l. 1; Affidavit of Lance Hester; Reprimand dated October 4, 2004). This is the only reprimand the plaintiff has received. (Crayton depo. p. 121, l. 9-15). The plaintiff's pay was not reduced nor did he lose any benefits as a result of the reprimand. (Affidavit of Lance Hester).

On or about October 4, 2004, after having received numerous complaints about the Seed Lab, the Commissioner sent out a memorandum to the Alabama Seed Industry informing them that he was providing oversight over the Seed Lab and communication should be directed to him, Deputy Commissioner Doug Rigney or Division Director Lance Hester. (Crayton depo. p. 50, l. 10-19; Memorandum dated October 4, 2004). The plaintiff claims that this was done in an effort to usurp his responsibilities and authority. (Crayton depo. p. 50, l. 19-22).

When plaintiff was first promoted to Program Director, his supervisor was Wilma Fitzpatrick, a black female. (Crayton depo. p. 14, l. 17-23; p. 15, l. 10-11). In approximately

2005, plaintiff's supervisors became Division Director Lance Hester and Deputy Commissioner Doug Rigney. (Crayton depo. p. 15, l. 12 to p. 16, l. 3). His supervisor is currently Deputy Commissioner Ronnie Murphy. (Crayton depo. p. 98, l. 16-19). Plaintiff was asked to become a certified seed specialist after he became Program Director of the Seed Lab, but he refused because he did not see the point. (Crayton depo. p. 30, l. 23 to p. 31, l. 2).

Plaintiff was assigned a state vehicle in approximately 2004. (Crayton depo. p. 16, l. 4-20). However, he rarely traveled and primarily used the car to go and come home from work. (Crayton depo. p. 17, l. 7-17). Although his job responsibilities called for him to travel across the state to visit with inspectors, he never did it. (Crayton depo. p. 21, l. 13-17). The Governor of Alabama thereafter issued a mandate restricting the issuance of state vehicles to state employees because of a budget crunch. (Crayton depo. p. 17, l. 18 to p. 18, l. 8). The plaintiff and other employees at the Department of Agriculture, both black and white, lost their state vehicles because of the Governor's mandate. (Crayton depo. p. 19, l. 2-7). The plaintiff never requested that he be allowed to keep his state vehicle. (Crayton depo. p. 18, l. 21 to p. 19, l. 1). If plaintiff ever needed the use of a state vehicle to travel for work, he could have used a vehicle from the state motor pool. (Crayton depo. p. 21, l. 18-22).

On May 11, 2005, Lance Hester issued a written warning to the plaintiff for failing to follow rules and directives regarding leave time requests, delivery of seed samples in the lab, and proper purchasing procedures. (Crayton depo. p. 118, l. 10-14; p. 119, l. 1-4; Written Warning dated May 11, 2005). The plaintiff perceives that the incidents delineated in the Written Warning constitute race discrimination. (Crayton depo. p. 119, l. 5-9).

In June 2006, the plaintiff and a few other black Department of Agriculture employees went to the Alabama State Employees Association (ASEA) to complain about what they viewed



as racial conditions in the Department of Agriculture. (Crayton depo. p. 19, l. 15-17). They complained that state vehicles were reissued in 2005 to white employees but not to them. (Crayton depo. p. 19, l. 18 to p. 20, l. 1). Although the plaintiff claims he noticed white employees were reissued state vehicles, he cannot identify any. (Crayton depo. p. 22, l. 8-12). The only black employees he thought should be reissued state cars were Wilma Fitzpatrick and him. (Crayton depo. p. 22, l. 13-16).

The plaintiff complains that in the seed lab, his database was queried and his decisions in the seed lab were scrutinized. (Crayton depo. p. 24, l. 2-8). Although he claims this was a form of harassment or discrimination, the plaintiff acknowledges that this oversight did not affect his ability to do his job. (Crayton depo. p. 27, l. 16-23).

In late June, 2006, the plaintiff had an encounter with the Commissioner in the parking lot at the Department of Agriculture. (Crayton depo. p. 66, l. 4 to p. 71, l. 10). The plaintiff claims that he saw the Commissioner and another Department of Agriculture employee, Jimmy Holley, in the parking lot as he was returning to work from lunch. (Crayton depo. p. 66, l. 14 to p. 67, l. 8). The plaintiff claims that as he passed the Commissioner, he spoke a greeting and kept walking. (Crayton depo. p. 67, l. 22 to p. 68, l. 8). The Commissioner spoke to the plaintiff and asked how he was doing; the plaintiff ignored him. (Crayton depo. p. 68, l. 17-22). The Commissioner spoke again and the plaintiff replied that they had both spoken, to just let it be at that. (Crayton depo. p. 69, l. 21-23). According to the plaintiff, the Commissioner made a sarcastic remark and the plaintiff turned around and looked him in the face. (Crayton depo. p. 70, l. 2-5). The Commissioner was offended by the plaintiff's behavior. (Crayton depo. p. 70, l. 5-7). The Commissioner called the plaintiff to his office, along with Department of Agriculture attorney Jeff Webb to discuss the situation. (Crayton depo. p. 77, l. 7-23). The plaintiff did not

say anything during the meeting. (Crayton depo. p. 78, l. 1-7). Jimmy Holley witnessed the interaction between the plaintiff and Commissioner and verified the Commissioner's version of events regarding the plaintiff's inappropriate behavior. (Crayton depo. p. 77, l. 13-19). After he left the Commissioner's office, the plaintiff contacted the ASEA about the matter. (Crayton depo. p. 86, l. 20 to p. 87, l. 7). The plaintiff received no reprimand, reduction in pay or reduction in benefits as a result of his behavior toward the Commissioner. (Crayton depo. p. 87, l. 16 to p. 88, l. 2).

The Department of Agriculture, aware of the emerging and growing field of genetically modified plants, starting looking into the development of a Genetically Modified Plant Program in 2005. (Affidavit of Lance Hester). This program actually got underway in 2006. (Affidavit of Lance Hester). In July 2006, the plaintiff was assigned to a new position as Program Director of the Genetically Modified Plant Program. (Crayton depo. p. 20, l. 12-16; Affidavit of Lance Hester; Letter to Crayton dated July 28, 2006). The plaintiff's educational background and experience in the Seed Lab made him suitable for this position. (Affidavit of Lance Hester).

The plaintiff's duties and responsibilities changed with this new position, and he was assigned a state vehicle. (Crayton depo. p. 20, l. 12-20; p. 102, l. 17-21). Although the plaintiff is satisfied to have a state vehicle, he would have been just as satisfied without one. (Crayton depo. p. 102, l. 22 to p. 103, l. 8). He has only traveled three times in two years, and only just to Auburn. (Crayton depo. p. 104, l. 22 to p. 105, l. 10). He also received a 5% across the board raise in September, 2006, after his reassignment. (Crayton depo. p. 103, l. 9-12).

Plaintiff claims Commissioner Ron Sparks, Deputy Commissioner Ronnie Murphy, Division Director Doug Rigney, and Division Director Lance Hester wanted him out of the position of Program Director of the Seed Lab because of his race. (Crayton depo. p. 33, l. 15 to

p. 34, l. 6; p. 106, l. 13-17). He bases this assumption on "the historical aspect of racism and how blacks have been discriminated against over the years." (Crayton depo. p. 106, l. 13-22). However, no one has asked him to retire. (Crayton depo. p. 109, l. 10 to p. 110, l. 14). He further claims that he was penalized in his transfer because he was not offered any monetary enticements to take the job. (Crayton depo. p. 108, l. 12-19).

The plaintiff further claims that he was subjected to harassment because when he was transferred, he was assigned to an office without a chair. (Crayton depo. p. 110, l. 15 to p. 111, l. 4). However, the plaintiff acknowledges that he brought his old office furniture with him to his new office, including a desk and a chair. (Crayton depo. p. 111, l. 5-13).

The plaintiff's reassignment to the position of Program Director of the Genetically Modified Plant Program was a lateral transfer. (Crayton depo. p. 100, l. 14-16). There was no reduction in his pay with the transfer. (Crayton depo. p. 100, l. 10-13; p. 107, l. 23 to p. 108, l. 2). Genetic engineering is a new and emerging discipline. (Crayton depo. p. 95, l. 8-13). Although the plaintiff claims his abilities and expertise limit him in the ability to establish the Genetically Modified Plant Program, he has been asked to attend seminars and educational programs to increase his expertise in that area. (Crayton depo. p. 97, l. 18 to p. 98, l. 5). Since he became the program director, he has only made one travel request for further education. (Crayton depo. p. 98, l. 1-11). His supervisor, Ronnie Murphy, told him to go ahead and make travel arrangements pursuant to his request. (Crayton depo. p. 98, l. 22 to p. 99, l. 9).

The plaintiff alleges that he did not want to accept the position as Program Director of the Genetically Modified Plant Program because he had reservations regarding his qualifications and abilities. (Crayton depo. p. 95, l. 4-11; p. 112, l. 7-24). Commissioner Sparks told the plaintiff the only reason he would not succeed in the position is that he would fail to ask for the things he

needed. (Crayton depo. p. 113, l. 1-5). The next week, the plaintiff submitted a list of things he needed to do his job, including the following: to be returned to his previous position, office supplies, computers, an assistant and a secretary. (Crayton depo. p. 113, l. 6 to p. 114, l. 7). He received the computer, office supplies, equipment and furniture he needs. (Crayton depo. p. 114, l. 1-16). The plaintiff only sent that one request for things he needs to do his job. (Crayton depo. p. 115, l. 12-14).

The position held by the plaintiff can be useful to the Department of Agriculture and the State of Alabama. (Crayton depo. p. 122, l. 12-20). The plaintiff is one of the most qualified people in the Department of Agriculture to run the Genetically Modified Plant Program. (Crayton depo. p. 123, l. 5-12). With this transfer, the plaintiff received a state vehicle, all his merit raises, was given the opportunity to travel and meet the industry, attend workshops, conventions and meetings. (Crayton depo. p. 123, l. 13-22). The Genetically Modified Plant Program is becoming more critical and is where the industry is headed. (Crayton depo. p. 124, l. 21 to p. 125, l. 2). The plant industry is constantly trying to improve the quality of seed, the type of seed, and thus, the crops for disease resistance. (Crayton depo. p. 125, l. 3-10). This work will benefit farmers in the State of Alabama. (Crayton depo. p. 125, l. 15-19). The plaintiff has spent the last year and half to two years reading and doing research on his own during the course of his job. (Crayton depo. p. 126, l. 15 to p. 127, l. 1). The plaintiff acknowledges that when he was named Program Director for the Genetically Modified Plant Program, he may have been told it was a good opportunity for him and to develop this program for the State of Alabama. (Crayton depo. p. 169, l. 21 to p. 170, l. 3).

Upon Mr. Crayton's reassignment to the position of Program Director of the Genetically Modified Plant Program, his previous duties as Program Director of the Seed Lab were assigned to Andrae McMillan, a black male, who is a certified seed analyst. (Affidavit of Lance Hester).

The plaintiff filed a Charge of Discrimination with the Equal Employment Opportunity Commission (EEOC) on September 27, 2006 making claims of race discrimination and retaliation in violation of Title VII. (Crayton depo. p. 119, l. 19-22; EEOC Charge of Discrimination dated September 27, 2006). The text of the plaintiff's EEOC Charge of Discrimination is as follows:

I began my employment with the employer named above as a seed analyst on May 19, 1976. Upon Mr. Lance Hester becoming my supervisor, I began to be subjected to adverse terms and conditions of employment in my position of seed program director. Mr. Hester constantly challenged decisions that I made regarding a particular product although he had no expertise in the area to which I was assigned. The position of seed director was considered to be very influential and one would come in contact with people who had power. During June of 2006, I complained to the Alabama State Employees Association that I, as well as other Blacks were being subjected to unlawful employment discrimination because of our race. On July 28, 1006 (sic), I was reassigned from my position of seed program director to a recently created position of genetically modified plant and plants products director. I was the first Black to hold the position of seed program director and the position was awarded to a lesser qualified White following my reassignment. I believe that I was discriminated against in violation of Title VII of the 1964 Civil Rights Act, as amended because of my race, Black and in retaliation to my complaint of unlawful employment discrimination.

(EEOC Charge of Discrimination dated September 27, 2006). The plaintiff subsequently filed the present lawsuit against the defendant alleging race discrimination and retaliation. (Doc. 1).

On or about November 14, 2006, Ronnie Murphy met with the plaintiff and mandated that the plaintiff contact the Employee's Assistance Program (EAP). (Crayton depo. p. 133, l. 1-8; p. 174, l. 9-14; Referral to EAP dated November 14, 2006). This mandate arose out of an

incident the plaintiff had with another Department of Agriculture employee, Reba Stabler. (Crayton depo. p. 133, l. 9 to p. 134, l. 3). The plaintiff was walking into the office building one morning, and his hands were full. (Crayton depo. p. 134, l. 15-18). The plaintiff had his key out to unlock the door and claims the door flew back in his face. (Crayton depo. p. 134, l. 17-23). Ms. Stabler said she pushed the door back to help him. (Crayton depo. p. 135, l. 1-4). The plaintiff was annoyed that Ms. Stabler pushed the door open for him, even though she said she was trying to help him. (Crayton depo. p. 136, l. 1-6). The plaintiff told Ms. Stabler to go ahead, he would let himself in and claims she "insisted on having this dialogue with" him. (Crayton depo. p. 136, l. 9-12). The plaintiff responded that he did not appreciate her pushing the door out in his face. (Crayton depo. p. 136, l. 13-15). Ms. Stabler complained to her supervisor about the plaintiff's inappropriate behavior. (Crayton depo. p. 133, l. 10-18). The plaintiff has generally removed himself from social situations at work; he mainly keeps to himself and does not associate with many people at work. (Crayton depo. p. 137, l. 3-12). The plaintiff further made a comment to his supervisor, Ronnie Murphy, that he and the Commissioner were klansmen without hoods, which along with his inappropriate behavior toward Ms. Stabler, contributed to his referral to the EAP. (Crayton depo. p. 167, l. 18-23; p. 173, l. 1-18; 174, l. 5-11).

The plaintiff saw a psychiatrist, Clinton Smith, on December 5, 2006 after referral by the EAP. (Crayton depo. p. 145, l. 2-8; p. 175, l. 4-7). The plaintiff was referred to a Behavioral Health System psychiatrist by the EAP, not Ronnie Murphy or the Department of Agriculture. (Crayton depo. p. 175, l. 4-10; p. 176, l. 1-23). The EAP is a part of the plaintiff's state benefits. (Crayton depo. p. 175, l. 11-14). Based on what the plaintiff told Dr. Smith, the doctor concluded that there appeared to be a personal vendetta between the plaintiff, Ronnie Murphy and Commissioner Sparks. (Crayton depo. p. 148, l. 3-8). Dr. Smith did not speak with anyone

else at the Department of Agriculture. (Crayton depo. p. 148, l. 9-16). The plaintiff did not receive a demotion or reduction in benefits as a result of the referral to the Behavioral Health System. (Crayton depo. p. 148, l. 17 to p. 149, l. 2). Dr. Smith's report specified that he found "an interpersonal problem with Mr. Crayton and his supervisor, Ronnie Murphy, and Commissioner Sparks." (Crayton depo. p. 151, l. 11-14; Dr. Smith Report dated December 5, 2006). Dr. Smith further noted that "Mr. Crayton refused to sign the supervisory referral authorization form," and the plaintiff never signed it. (Crayton depo. p. 151, l. 16-22; Dr. Smith Report dated December 5, 2006).

After the plaintiff saw Dr. Smith, he filed a second EEOC Charge of Discrimination. (Crayton depo. p. 152, l. 12-15; EEOC Charge of Discrimination dated May 3, 2007). The plaintiff filed a second Charge of Discrimination with the EEOC on May 3, 2007. (Crayton depo. p. 127, l. 11-14). The text of the plaintiff's second EEOC Charge of Discrimination is as follows:

I am Black and I was hired by the above named employer on May 19, 1976, as a seed analysis (sic) and I was eventually promoted to seed program director. On July 28, 2006, I was demoted to the position of genetically modified plant and plants product director, which I protested. On September 27, 2006, I filed charge 420-2006005216 because of my demotion and reassignment to another job. On November 30, 2006, my supervisor had me to enroll in an employee assistance program, which I protested. I had a schedule (sic) job performance review that should have been completed no later than April 30, 2007. Any pay raise that I would have received is based on my job performance review being completed in a timely manner, which has not occurred. On May 2, 2007, I learned from personnel that my supervisor should have completed and submitted my annual job performance review as required by April 30, 2007, so that I would be eligible for a merit pay raise. I believe I am being discriminated against because of my race, Black and in retaliation for having filed a previous charge in violation of Title VII of the Civil Rights Act of 1964, as amended.



(EEOC Charge of Discrimination dated May 3, 2007). The EEOC investigated the claim and informed the plaintiff that it did not find any violation of the law, the same finding as to his first EEOC Charge of Discrimination. (Crayton depo. p. 153, l. 12-16).

The plaintiff filed a second lawsuit against the defendant alleging retaliation; this second lawsuit was consolidated with the present case. (Doc. 15). The basis of the second EEOC Charge of Discrimination and lawsuit was the referral to Behavioral Health Services by the EAP and a delay in the completion of his annual review. (Crayton depo. p. 155, l. 3-17; p. 171, l. 11-18). The plaintiff claims that his annual review should have been completed by April 30, 2007, but it was not completed until May, 2007. (Crayton depo. p. 155, l. 19 to p. 156, l. 10). This delay did not result in a reduction in pay, demotion, or loss of a raise. (Crayton depo. p. 156, l. 11-23). The plaintiff simply complains that the delay in completion of his annual evaluation created a chance he would not receive a raise. (Crayton depo. p. 156, l. 22 to p. 157, l. 2). It is undisputed, however, that the plaintiff in fact received his raise so there was no retaliation. (Crayton depo. p. 157, l. 3-16).

The Department of Agriculture categorically denies it discriminated or retaliated against Mr. Crayton.

### **III. Summary Judgment Standard**

Rule 56(c), Federal Rules of Civil Procedure, provides that summary judgment is due to be entered in favor of the moving party if "there is no genuine issue as to any material fact." The moving party must first come forward with proof of the absence of genuine issues of material fact. Celotex Corp. v. Catrett, 477 U.S. 317, 321 (1986). The moving party may meet this burden by identifying portions of the pleadings, depositions, and answers to interrogatories, admissions or affidavits that demonstrate the absence of an issue of material fact. Id. at 323.

The burden then shifts to the non-moving party to present affirmative evidence that there is a genuine issue of material fact. Fed.R.Civ.P. 56(e); Matsushita Electrical Industrial Co., Ltd. v. Zenith Radio Corp., 475 U.S. 574, 587 (1986). Any inferences to be drawn from the underlying facts should be viewed in a light most favorable to the non-moving party. Matsushita, 475 U.S. at 587. If the record as a whole "could not lead a rational trier of fact to find for the non-moving party there is no 'genuine issue for trial'." Id.

#### **IV. Argument**

Plaintiff asserts Title VII claims for race discrimination and retaliation. All of plaintiff's claims are barred for his failure to timely satisfy the administrative prerequisites to suit except for the following: 1) claims of discrimination and retaliation arising out of plaintiff's lateral transfer, and 2) claim of retaliation arising out of his EAP referral to the Behavioral Health System.

##### **A. Title VII Claims Untimely and Not Properly Raised in EEOC Complaint**

Title VII makes it unlawful for an employer to discriminate against an individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race. 42 U.S.C. § 2000e-2(a)(1). In evaluating a Title VII claim, a Court must first examine the EEOC administrative charge and investigation to determine the scope of the judicial complaint. Robinson v. Regions Financial Corp., 242 F.Supp.2d 1070, 1079 (M.D. Ala. 2003), citing Griffin v. Carlin, 755 F.2d 1516, 1522 (11<sup>th</sup> Cir. 1985). A plaintiff's judicial complaint under Title VII is limited to acts of discrimination contained in his EEOC charge. Coon v. Georgia Pacific Corp., 829 F.2d 1563, 1569 (11<sup>th</sup> Cir. 1987); Robinson, 242 F.Supp.2d at 1079 (citing Alexander v. Fulton County, 207 F.3d 1303, 1332 (11<sup>th</sup> Cir. 2000)). A judicial complaint

may also include matters “which can reasonably be expected to grow out of the charge of discrimination.” Mulhall v. Advance Sec., Inc., 19 F.3d 586, 589 n. 8 (11<sup>th</sup> Cir. 1994).

i. Claims Not Mentioned in EEOC Complaints

Mr. Crayton makes two distinct claims of race discrimination and retaliation in his first EEOC complaint: 1) his supervisor, Lance Hester, challenged his work decisions, and 2) he was reassigned from Program Director of the Seed Lab to Program Director of the Genetically Modified Plant Program. Mr. Crayton makes three distinct claims of race discrimination and retaliation in his second EEOC complaint: 1) he was demoted to Program Director of the Seed Lab to Program Director of the Genetically Modified Plant Program (also raised in his first EEOC complaint), 2) he was referred to the Employee Assistance Program in retaliation for filing his first EEOC complaint, and 3) his annual performance review was not completed in a timely manner.

The plaintiff makes no mention in either of his EEOC complaints of the following claims made in his judicial complaints: 1) scrutiny of his work by supervisor Ronnie Murphy in 2002, 2) denial of promotion to division director in April 2003, 3) reprimand of October 4, 2004, 4) October 4, 2004 memorandum from the Commissioner to members of the Seed Industry allegedly usurping his duties<sup>2</sup>, 5) failure to receive a state vehicle in 2005, 6) alleged retaliation and harassment by the Commissioner arising out of the June 2006 encounter in the parking lot, and 7) alleged harassment when he was reassigned to an office without a chair in August 2006.

Even though not specifically mentioned in plaintiff’s EEOC charge, these claims are not reasonably related to charges mentioned in the file or ones which reasonably grew out of the existing charges. In Swanson v. Civil Air Patrol, 37 F.Supp.2d 1312 (M.D. Ala. 1998) the Court

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<sup>2</sup> The plaintiff refers to this October 4, 2004 memorandum as a “letter” dated October 7, 2004 in his Complaints and deposition.

found plaintiff's claim of unequal pay was barred because it was not mentioned in her EEOC charges. Plaintiff's first EEOC charge made a claim for hostile environment, sexual harassment and retaliation. Her second EEOC charge specifically stated a claim for retaliation. This Court held that because neither of the plaintiff's charges mentioned disparate treatment on the basis of gender because of unequal pay, this Court could not find the claims to be like or related to claims of hostile environment sexual harassment or retaliation. Summary judgment was granted for the defendant on plaintiff's unequal pay claim.

In Robinson v. Regions Financial Corp., *supra*, the Court similarly examined whether plaintiff's Title VII claims which were not included in her EEOC charge could be included in plaintiff's judicial complaint. Plaintiff's EEOC charge alleged the denial of one promotion. Plaintiff's judicial complaint alleged, *inter alia*, four individual instances in which she was allegedly denied a promotion. These four instances were referred to by this Court as Claim A, Claim B, Claim C and Claim D. Three of those claims survived a Statute of Limitations defense, but only Claim B was included in the plaintiff's EEOC charge. The Court noted that while Claims C and D were the same as Claim B, in that they all involved the denial of a promotion, this Court held that Claims C and D were entirely new acts of discrimination never investigated by the EEOC. These claims arose after plaintiff filed her EEOC charge and were distinct from the claim that was the subject of the EEOC charge. As a result, the two later promotions could not reasonably have been expected to grow out of the plaintiff's original charge of discrimination. To the extent they were asserted under Title VII, the claims were barred.

Courts have found numerous other claims not specifically enumerated in an EEOC charge to be barred. Blalock v. Dale County Board of Ed., 84 F.Supp.2d 1291, 1301-1302 (M.D. Ala. 1991) (where plaintiff's EEOC charge only raised claims for gender-based disparate pay

and disparate treatment, claim for hostile work environment was separate and distinct and not reasonably related to other claims); Sweeney v. State of Alabama Alcoholic Beverage Control Bd., 94 F.Supp.2d 1241, 1267 (M.D. Ala. 2000), *vacated in non-relevant part and superseded in non-relevant part by* 117 F.Supp.2d 1266 (M.D. Ala. 2000) (where plaintiff's EEOC charge alleged defendant failed to reasonably accommodate plaintiff's alleged disability but did not contain an allegation regarding a hostile work environment based on race, sex or alleged disability, the claim was unrelated and, therefore, barred).

The only claims that are common to both the EEOC complaints and the judicial complaints are 1) the plaintiff's reassignment from Program Director of the Seed Lab to Program Director of the Genetically Modified Plant Program in July 2006, and 2) referral to the EAP. Although Mr. Crayton made an allegation of retaliation for failure to timely complete his annual evaluation in his second EEOC complaint and his second judicial complaint, he has abandoned that claim. (Crayton depo. p. 155, l. 19 to p. 157, l.16).

To the extent that reference to the plaintiff's claims in his first judicial complaint of 1) scrutiny of his work by supervisor Ronnie Murphy in 2002, 2) denial of promotion to division director in April 2003, 3) reprimand of October 4, 2004, 4) October 4, 2004 Memorandum from the Commissioner to members of the Seed Industry allegedly usurping his duties, 5) failure to receive a state vehicle in 2005, 6) alleged retaliation and harassment by the Commissioner arising out of the June 2006 encounter in the parking lot, and 7) alleged harassment when he was reassigned to an office without a chair in August 2006 are not mentioned in his first EEOC charge, they are barred for failure of the plaintiff to file his charge within 180 days of the discriminatory act. The only claims of race discrimination or retaliation common to Mr. Crayton's two EEOC Charges of Discrimination and two judicial complaints are related to his

reassignment to Program Director of the Genetically Modified Seed Program, and his referral to the Behavioral Health System by the EAP.

ii. Claims Are Time Barred

To the extent that Mr. Crayton makes claims in his first judicial complaint for race discrimination or retaliation for events prior to March 31, 2006, they are barred for failure of the plaintiff to file his charge within 180 days of the alleged discriminatory act. Mr. Crayton filed his first EEOC Charge of Discrimination on September 27, 2006. This Court may only consider discrete acts that occurred between March 31, 2006 and September 27, 2006 (180 days before September 27, 2006). 42 USC § 2000 e – (5)(e)(1) (charge shall be filed within 180 days after the alleged unlawful employment practice occurred.) Accordingly, any alleged discriminatory conduct that occurred prior to March 31, 2006 is time-barred. Accordingly, to the extent that any of the following claims could be construed to have been included in his first EEOC complaint, plaintiff's allegations of 1) scrutiny of his work by supervisor Ronnie Murphy in 2002, 2) denial of promotion to division director in April 2003, 3) reprimand of October 4, 2004, 4) October 4, 2004 Memorandum from the Commissioner to members of the Seed Industry allegedly usurping his duties, 5) failure to receive a state vehicle in 2005, are time-barred.

Further, although plaintiff claims, in his first judicial complaint, that the alleged retaliation and discrimination were ongoing, in his first EEOC charge, in the box noted as "Dates Discrimination Took Place," the plaintiff only mentioned the time period of July 28, 2006 to September 26, 2006 and did not indicate that the discrimination or retaliation was ongoing. Accordingly, any alleged discrete acts of discrimination or retaliation mentioned in his first judicial complaint after September 27, 2006 are barred by his failure to fulfill the administrative prerequisites to filing suit under Title VII.

Based upon the above, the only claims in Mr. Crayton's judicial complaints that were timely raised in his EEOC charges relate to: 1) his reassignment to the position of Program Director for the Genetically Modified Plant Program, and 2) his referral to the Behavioral Health System by the EAP.

B. Title VII Claims

Even if Plaintiff's claims were timely raised in his EEOC charge, plaintiff cannot establish a viable cause of action for discrimination or retaliation under Title VII.

i. Race Discrimination

The plaintiff claims that he was discriminated against on the basis of her race but offers no direct evidence of race discrimination. With respect to circumstantial claims of race discrimination under Title VII, the Eleventh Circuit held that:

Title VII makes it unlawful for an employer to discriminate against any individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, sex, or national origin. Where direct evidence of discrimination is unavailable, a Title VII plaintiff may nonetheless present circumstantial evidence of discrimination sufficient to create a jury question. In reviewing Title VII claims that are supported by circumstantial evidence, we use the familiar McDonnell Douglas/Burdine three-step burden-shifting framework. Under this framework, the plaintiff shoulders the initial burden ... of establishing a *prima facie* case of racial discrimination. Where direct evidence of discrimination is unavailable, a Title VII plaintiff may nonetheless present circumstantial evidence of discrimination sufficient to create a jury question. In reviewing Title VII claims that are supported by circumstantial evidence, we use the familiar McDonnell Douglas/Burdine three-step burden-shifting framework. Under this framework, the plaintiff shoulders the initial burden ... of establishing a *prima facie* case of racial discrimination. If a *prima facie* case has been shown, then the defendant must articulate some legitimate, nondiscriminatory reason for the [adverse employment action]. If this is accomplished, the plaintiff may then attempt to demonstrate that the proffered reason was in fact merely a pretext for the defendant's actions. The ultimate burden of persuading the



trier of fact that the defendant intentionally discriminated against the plaintiff remains at all times with the plaintiff. In deciding a motion by the defendant for judgment as a matter of law in a discrimination case where the defendant has offered nondiscriminatory reasons for its conduct, a court conducts a focused inquiry. The court must, considering all the evidence, ascertain whether the plaintiff has cast doubt on the defendant's proffered nondiscriminatory reasons sufficient to allow a reasonable factfinder to determine that the defendant's proffered legitimate reasons were not what actually motivated its conduct. The district court must evaluate whether the plaintiff has demonstrated such weaknesses, implausibilities, inconsistencies, incoherencies, or contradictions in the employer's proffered legitimate reasons for its action that a reasonable factfinder could find them unworthy of credence.

Silvera v. Orange County School Board, 244 F.3d 1253, 1258 (11<sup>th</sup> Cir. 2001)(internal citations and quotations omitted, ellipses in original).

The plaintiff seems to bring eight claims for discrimination in his two judicial complaints: 1) reassignment from his position as Program Director of the Seed Lab to Program Director of the Genetically Modified Plant Program, 2) scrutiny of his work by supervisor Ronnie Murphy in 2002, 3) denial of promotion to division director in April 2003, 4) reprimand of October 4, 2004, 5) October 4, 2004 Memorandum from the Commissioner to members of the Seed Industry allegedly usurping his duties, 6) failure to receive a state vehicle in 2005, 7) alleged harassment by the Commissioner arising out of the June 2006 encounter in the parking lot, and 8) alleged harassment when he was reassigned to an office without a chair in August 2006.

Importantly, the plaintiff's claims regarding alleged scrutiny of his work by supervisor Ronnie Murphy in 2002, denial of a promotion to division director in April 2003, reprimand of October 4, 2004, October 4, 2004 Memorandum from the Commissioner to members of the Seed Industry allegedly usurping his duties, failure to receive a state vehicle in 2005, alleged

harassment by the Commissioner arising out of the June 2006 encounter in the parking lot, and alleged harassment when he was reassigned to an office without a chair in August 2006 were not mentioned at all in his EEOC charges. Further, his claims of scrutiny of his work by supervisor Ronnie Murphy in 2002, denial of a promotion to division director in April 2003, reprimand of October 4, 2004, October 4, 2004 Memorandum from the Commissioner to members of the Seed Industry allegedly usurping his duties, and failure to receive a state vehicle in 2005 were not timely raised in plaintiff's EEOC complaint because they did not occur between March 31, 2006 and September 27, 2006.

a. Hostile Work Environment

Even if these claims were timely raised, plaintiff cannot establish that the alleged conduct was discriminatory. The plaintiff apparently claims that he was harassed on the basis of his race when his work was scrutinized in 2002, when he received a reprimand in 2004 for poor work in the seed lab, when the Commissioner wrote a memorandum to the seed industry after plaintiff's reprimand assuring oversight over the seed lab, during his encounter with the Commissioner in the parking lot in June 2006, when he was reassigned to the position of Program Director of the Genetically Modified Plant Program, and when he allegedly was assigned to an office with no chair. (Doc. 13). The defendant construes these claims to be allegations of a hostile work environment.

The Eleventh Circuit held that "[a] hostile work environment claim under Title VII is established upon proof that the workplace is permeated with discriminatory intimidation, ridicule, and insult that is sufficiently severe or pervasive to alter the conditions of the victim's employment and create an abusive working environment." Miller v. Kenworth of Dothan, 277 F.3d 1269, 1275 (11<sup>th</sup> Cir. 2002)(internal quotations omitted). The court further held that:

a plaintiff wishing to establish a hostile work environment claim [must] show: (1) that he belongs to a protected group; (2) that he has been subject to unwelcome harassment; (3) that the harassment must have been based on a protected characteristic of the employee, such as [race]; (4) that the harassment was sufficiently severe or pervasive to alter the terms and conditions of employment and create a discriminatorily abusive working environment; and (5) that the employer is responsible for such environment under either a theory of vicarious or of direct liability.

Id. The defendant acknowledges that the plaintiff is a member of a protected group. However, the plaintiff cannot show that he was subjected to unwelcome harassment based on his race or that any alleged conduct altered the terms and conditions of his job and created a discriminatorily abusive working environment.

Under the law of this circuit, the following factors are considered in “evaluating the objective severity of the harassment”: “(1) the frequency of the conduct; (2) the severity of the conduct; (3) whether the conduct is physically threatening or humiliating, or a mere offensive utterance; and (4) whether the conduct unreasonably interferes with the employee’s job performance.” Id.

In Miller v. Kenworth of Dothan, *supra.*, a Mexican-American plaintiff filed suit against his former employer under § 1981 and Title VII claiming alleging he was subjected to a hostile work environment because of his race. Shortly after the plaintiff became employed by the defendant as a parts salesman, his co-employees nicknamed him “Julio,” “Chico”, and “Taco.” The plaintiff did not complain about the use of these nicknames. The shop foreman started calling the plaintiff “Wetback,” “Spic,” and “Mexican Mother F-----.” The plaintiff told the foreman’s supervisor to tell him to watch what he says. The foreman’s supervisor was aware of the name-calling but took no action. When another manager overheard an employee refer to the plaintiff as “Julio” or “Taco”, she reported it. The owner told the Director of Operations to

review the company's anti-discrimination policy with employees, including the foreman, at their safety meeting. After the meeting, all the co-workers stopped using nicknames except for the foreman who continued to refer to the plaintiff as "Wetback," "Spic," or "Mexican Mother F----" until the plaintiff was terminated a month later.

After his termination, the plaintiff filed suit against his former employer claiming he was subjected to a hostile work environment and his termination was retaliation for complaining about it. The defendant conceded that the plaintiff was in a protected group, the offensive comments were based on his protected status and were unwelcome. The defendant disputed that the harassment was severe or pervasive or that the employer was responsible therefor. In affirming the lower court's denial of the employer's Motion for Judgment as a Matter of Law, the Eleventh Circuit found that the foreman's name-calling was pervasive, three to four times daily, and that a reasonable jury could find the conduct severe because it was intimidating, taunting and degrading.

Conversely, in the case at bar, the conduct complained of by the plaintiff is not related in any way to his race. The plaintiff points to five discrete instances of allegedly harassing conduct spanning a period of four years: 1) his work was scrutinized in 2002, when he received a reprimand in 2004 for poor work in the seed lab, 2) the Commissioner's memorandum to the seed industry after plaintiff's reprimand assuring oversight over the seed lab, 3) his encounter with the Commissioner in the parking lot in June 2006, 4) his reassigned to the position of Program Director of the Genetically Modified Plant Program, and 5) his alleged assignment to an office with no chair in 2006. None of these alleged acts of harassment are based on race. In contrast to the daily degrading racial epithets in Miller v. Kenworth of Dothan, supra., the

conduct here is neither severe nor pervasive. Further, the alleged conduct did not unreasonably interfere with plaintiff's job performance.

b. Disparate Treatment

Plaintiff claims that although his reassignment to Program Director of the Genetically Modified Plant Program was a lateral transfer, he perceived it to be a demotion because he was not offered a monetary incentive to accept the position. He also claims that, although he currently has use of a state vehicle, back in 2005, he did not receive a state vehicle because of his race. The plaintiff complains that defendant usurped his authority by assuring the seed industry of oversight in the seed lab.

In order to "establish a *prima facie* case of disparate treatment, a plaintiff must show that (1) [he] is a member of a group protected by Title VII, (2) [he] was qualified for the position or benefit sought, (3) [he] suffered an adverse effect on [his] employment, and (4) [he] suffered from a differential application of work or disciplinary rules." Enwonwu v. Fulton-DeKalb Hospital Authority, 2008 WL 2009517 (11<sup>th</sup> Cir. May 12, 2008). The Eleventh Circuit held that "[a]n adverse employment action must effect a serious and material change in the terms, conditions, or privileges of employment." Id. (internal quotations omitted). Although the plaintiff may subjectively view an employment action as adverse, "the employment action must be materially adverse as viewed by a reasonable person in the circumstances." Id. Significantly, "a transfer can constitute an adverse employment action for Title VII purposes, but only if it involves a reduction in pay, prestige or responsibility." Id.

Although the plaintiff complains that he was not issued a state vehicle, he cannot establish that he was qualified for such a benefit. The plaintiff rarely traveled for any reason related to his job. In the event that he did travel, he had access to state vehicles from the state

motor pool. Finally, he cannot establish that any adverse effect on his employment or differential treatment because of his race.

Finally, the plaintiff alleges discrimination because the Commissioner wrote a memorandum to the seed industry assuring clients that he was providing oversight over the Seed Lab after the Department of Agriculture received numerous complaints about work performance in the lab. Although the plaintiff claims this usurped his authority, he cannot establish that this action was taken for any discriminatory reason or was the result of a differential application of work rules.

c. Disparate Discipline

The plaintiff complains that his reprimand in October 2004 for poor work performance after the Department of Agriculture received complaints about the seed lab, and the written warning in May 2005 were unfair. In order to establish a *prima facie* case of disparate treatment in the enforcement of work rules<sup>3</sup>, plaintiff must show that (1) he is a member of a protected class; (2) he has engaged in or been accused of engaging in misconduct similar to persons outside of his protected status (3); and that similarly situated white employees received more favorable treatment. Early v. Morris Newspaper Corp., 54 F.Supp.2d 1261, 1271 (M.D. Ala. 1999) (citing Jones v. Bessemer Caraway Medical Ctr., 137 F.3d 1306, 1311 n.6 (11<sup>th</sup> Cir. 1998), *modified in non-relevant part on denial of reh'g*, 151 F.3d 1321 (11<sup>th</sup> Cir. 1998) (modifying Jones v. Gerwens, 874 F.2d 1534, 1540 (11<sup>th</sup> Cir. 1989)).

In evaluating whether the misconduct committed by plaintiff is similar to persons not in his protected class, courts have evaluated the differing status of employees. See Fikes v.

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<sup>3</sup> The Eleventh Circuit has held that "[t]o establish discrimination in discipline, Plaintiff must show these things: 1) that he belongs to a protected class under Title VII; 2) that he was qualified for the job; and 3) that a similarly situated employee engaged in the same or similar misconduct but did not receive similar discipline." Nicholas v. Board of Trustees of the University of Alabama, 251 Fed.Appx. 637, 642 (11<sup>th</sup> Cir. 2007). The defendant acknowledges that the plaintiff held the position of Program Director and met the basic job qualifications.

Alabama Dept. of Youth Services, 2007 WL 1673940 (M.D. Ala. 2007)(holding that where employee failed to show she was disciplined by the same supervisor as her comparator and offered no evidence of the circumstances of the purported comparator's actions, plaintiff failed to establish that she and the comparator were similarly situated and received different treatment); Jones v. Gerwens, 874 F.2d 1534, 1541 (11<sup>th</sup> Cir. 1989) (noting that "disciplinary measures undertaken by different supervisors may not be comparable for purposes of Title VII analysis"). See also, Nix v. W.L.C.Y. Radio/Rahall Communications, 738 F.2d 1181, 1186 (11<sup>th</sup> Cir.1984) (where employer applies a rule differently to people it believes are differently situated, no discriminatory intent has been shown). An employee's supervisory status may serve as a basis for distinguishing conduct given to employees not in an employee's protected class. United States v. Crosby, 59 F.3d 1133, 1136 (11<sup>th</sup> Cir. 1995) (plaintiff's misconduct was distinguishable from comparator because, in part, her supervisory status resulted in heightened discipline); Suber v. Seminole County, Fla., 78 F.Supp.2d 1298, 1306 (M.D. Fla. 1999) (male employee who was disciplined less harshly due in part to plaintiff's status as supervisor); Curtis v. Teletech Customer Care Mgmt., 208 F.Supp.2d 1231, 1247 (N.D. Ala.) (record shows that compared to plaintiff, employee held a different position with different job responsibilities than plaintiff did, which was factored and considered in determining insufficient evidence of similarity).

Based on the law in this Circuit, in order to present evidence of differential treatment of a similarly situated employee regarding the October 2004 reprimand, the plaintiff must point to an employee outside his protected class who was not reprimanded after the employer received numerous complaints of poor work performance. In regard to the May 2005 warning, the plaintiff must also point to a comparator who failed to follow rules and directives regarding leave



time requests, delivery of seed samples in the lab, and proper purchasing procedures but did not receive a written warning. The plaintiff cannot make such a showing.

The Plaintiff must not only identify similarly situated employees, he has the burden of proving “that the quantity and quality of the comparator's misconduct...be nearly identical to prevent courts from second-guessing employers' reasonable decisions and confusing apples with oranges.” McCann v. Tillman, \_\_\_ F.3d \_\_\_, 2008 WL 1991172 (11<sup>th</sup> Cir. May 9, 2008)(finding improper comparators where plaintiff's conduct was “qualitatively different” from her comparators' conduct). See also, Fikes v. Alabama Dept. of Youth Services, 2007 WL 1673940 (M.D. Ala. 2007)(citing Maniccia v. Brown, 171 F.3d 1364, 1368 (11<sup>th</sup> Cir. 1999). The plaintiff cannot make such a showing and thus, fails to establish a *prima facie* case.

d. Failure to Promote

The plaintiff finally claims that he was subjected to race discrimination when he did not receive a promotion in 2003. In order to establish a *prima facie* case of discrimination for failure to promote, the plaintiff must show that: “(1) [he] is a member of a protected class; (2) [he] was qualified and applied for the promotion; (3) [he] was rejected despite [his] qualifications; and (4) other equally or less qualified employees who were not members of the protected class were promoted.” Wilson v. B/E Aerospace, Inc. 376 F.3d 1079, 1089 (11<sup>th</sup> Cir. 2004). The plaintiff cannot establish that the promotion to Division Director he applied for in 2003 went to a lesser qualified employee. It is undisputed that the employee who received the promotion in question, Lance Hester, a white male, was ranked higher than the plaintiff on the register of applicants by the Alabama State Personnel Department. Thus, Mr. Hester was more qualified for the position and the plaintiff fails to establish a *prima facie* case.

Plaintiff cannot establish a *prima facie* case of race discrimination. Even if plaintiff could establish a *prima facie* case of discrimination, he cannot show that the reasons for the actions complained of are pretext for discriminatory conduct. Accordingly, summary judgment is due to be granted.

ii. Retaliation

The plaintiff seems to bring four claims for retaliation in his two judicial complaints: 1) reassignment from his position as Program Director of the Seed Lab to Program Director of the Genetically Modified Plant Program, 2) alleged retaliation by the Commissioner arising out of the June 2006 encounter in the parking lot, 3) his alleged reassigned to an office without a chair in August 2006 and 4) referral to the Behavioral Health System by the EAP.

The plaintiff's claims regarding alleged retaliation arising out of the June 2006 encounter with the Commissioner in the office parking lot, and alleged retaliation when he was reassigned to an office without a chair in August 2006, were not mentioned at all in his EEOC charges.

Even if these claims were timely raised, plaintiff cannot establish that the alleged conduct was retaliatory. Title VII's anti-retaliation provision, 42 U.S.C. § 2000e-3, "forbids employer actions that discriminate against an employee ... because [s]he has opposed a practice that Title VII forbids or has made a charge ... in a Title VII investigation, proceeding, or hearing." Cyrus v. Hyundai Motor Mfg. Alabama, LLC, 2008 WL 1848796 (April 24, 2008)(quoting Burlington Northern & Santa Fe Ry. V. White, 548 U.S. 53 (2006)). In order to establish a *prima facie* case of retaliation using the McDonnell Douglas framework, plaintiff must show the following elements: (1) he engaged in statutorily protected conduct; (2) he suffered an adverse employment action; and (3) there is a causal connection between the protected conduct and the adverse employment action. McCann v. Tillman, \_\_\_ F.3d \_\_\_, 2008 WL 1991172 (11<sup>th</sup> Cir.

May 9, 2008); Hendrix v. Snow, 2006 WL 288099 (11<sup>th</sup> Cir. 2006); Brungart v. Bell South Communications, Inc., 231 F.3d 791, 798 (11<sup>th</sup> Cir. 2000); Ashe v. Aronov Homes, Inc., 354 F.Supp.2d 1251, 1264 (M.D. Ala. 2004). The Eleventh Circuit held that as with a discrimination claim, if the defendant “articulate[s] legitimate reasons for [its] actions, [plaintiff] must then show that the employer’s proffered reasons for taking the adverse action were actually pretext for prohibited retaliatory conduct.” McCann v. Tillman, \_\_\_ F.3d \_\_\_, 2008 WL 1991172 (11<sup>th</sup> Cir. May 9, 2008)(internal quotations omitted). In order to make such a showing, the plaintiff “must demonstrate such weaknesses, implausibilities, inconsistencies, incoherencies, or contradictions in the employer’s proffered legitimate reasons for its action that a reasonable factfinder could find them unworthy of credence.” McCann v. Tillman, \_\_\_ F.3d \_\_\_, 2008 WL 1991172 (11<sup>th</sup> Cir. May 9, 2008)(internal quotations omitted).

In this case, the Defendant admits that Mr. Crayton engaged in statutorily protected conduct when he complained of alleged discrimination to the ASEA in June 2006 and when he filed a Charge of Discrimination with the EEOC.

As concerns the second element of the *prima facie* case, Mr. Crayton fails to establish that he suffered an adverse employment action. A tangible employment action is “a significant hiring, firing, failing to promote, reassignment with significantly different responsibilities, or a decision causing a significant change in benefits.” Hulsey v. Pride Restaurants, LLC, 367 F.3d 1238, 1245 (11<sup>th</sup> Cir. 2004))(citing Burlington Indus., Inc. v. Ellerth, 524 U.S. 742, 761 (1998)). The plaintiff’s reassignment from his position as Program Director of the Seed Lab to Program Director of the Genetically Modified Plant Program, encounter with the Commissioner in the parking lot in June 2006, alleged reassignment to an office without a chair in August 2006 and referral to the EAP do not constitute adverse employment actions. It is undisputed that plaintiff

did not suffer a reduction in pay, benefits, or seniority as a result of any of the alleged conduct of which he complains. When an employment action does not result in a change in pay, benefits, or seniority, it is insufficient to sustain a retaliation claim. Horn v. University of Minnesota, 362 F.3d 1042, 1046 (8<sup>th</sup> Cir. 2004) (quoting Buettner v. Arch Coal Sales Co., 216 F.3d 707, 715 (8<sup>th</sup> Cir. 2000), cert. denied 531 U.S. 1077, 121 S.Ct. 773, 148 L.Ed 2d 672 (2001)).

Finally, there is no causal connection between any protected conduct and any alleged adverse employment action taken against Mr. Crayton. In order to establish a causal connection, a plaintiff must prove that the protected activity and the adverse action are “not completely unrelated.” Higdon v. Jackson, 393 F.3d 1211, 1220 (11<sup>th</sup> Cir. 2004). The burden of causation may be met “by showing that the employer gained knowledge of the employee’s protected conduct at a point temporally proximate to the adverse action.” Ashe, 354 F.Supp.2d at 1264. Temporal proximity alone, however, is insufficient to create a genuine issue where there is un rebutted evidence that the decision maker did not have knowledge that the employee engaged in protected conduct. Brungart, 231 F.3d at 799.

There is no relationship between the plaintiff’s statutorily protected activity and his reassignment from his position as Program Director of the Seed Lab to Program Director of the Genetically Modified Plant Program, encounter with the Commissioner in the parking lot June 2006, alleged reassignment to an office without a chair in August 2006, or referral to the EAP. The plaintiff was reassigned to Program Director of the Genetically Modified Plant Program to satisfy an emerging need in the Department of Agriculture. Undisputedly, the plaintiff at all times had a chair for his office, and the brief encounter with the Commissioner resulted in no tangible employment action. The referral to the EAP occurred after the plaintiff exhibited inappropriate behavior at work; specifically after an employee complained about the plaintiff’s

angry behavior when she simply attempted to hold a door open for him, and after he accused his supervisor of being a klansman without a hood.

Even if plaintiff could establish a prima facie case of retaliation, he cannot show that the reasons for the actions complained of are pretext for retaliatory conduct. Accordingly, summary judgment is due to be granted.

#### **V. Conclusion**

For all the reasons stated herein, Defendant submits that Summary Judgment is due to be entered in its favor and against the Plaintiff on all claims asserted herein.

/s/ Emily C. Marks  
EMILY C. MARKS

/s/ E. Hamilton Wilson, Jr.  
E. HAMILTON WILSON, JR.  
Attorneys for the Defendant

**OF COUNSEL:**  
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Post Office Box 2148  
Montgomery, Alabama 36102-2148  
Phone: (334) 387-7680  
Fax: (334) 387-3222

**CERTIFICATE OF SERVICE**

I hereby certify that on May 30, 2008, I electronically filed the foregoing with the Clerk of the Court, using the CM/ECF system which will send notification of such filing to the following:

Juraldine Battle-Hodge  
207 Montgomery St., Ste. 215  
Montgomery, AL 36104-3528

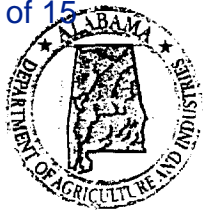
/s/ Emily C. Marks  
OF COUNSEL

## STATE OF ALABAMA



## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



Ron Sparks  
Commissioner

November 22, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

TO: Arnold Leak, Manager  
Data Processing

FROM: Annie Patterson, Manager *AP*  
Audits & Reports and Stockyards & Brands Unit

RE: Computer Problems

My unit has been having computer problems for approximately **fourteen weeks (3 1/2 months)**. **The unit is unable to function. In order for the unit to function, the following problems need to be addressed:**

1. The following COBOL programs are not working: feed, catfish feed, cotton, wheat, soybean and fertilizer. These programs are used to process monies received for inspection fees.  
The possibility exists that the fertilizer database has crash and data can not be retrieved. If this is the case, I need a database developed in access as soon as possible.
2. Labels need to be printed for weigher certificates received during the week of November 8, 2004.
3. Certificates and labels for dealers need printing.
4. Certificates and labels for feed need printing.
5. Ag-Com needs installing on my computer and the vacant desk computer. Ag-Com disappeared from the vacant desk computer and was never reinstalled on my computer after my hard drive crashed.
6. The feed gencert needs installing on the vacant computer.
7. The pecan database needs installing on the vacant computer.
8. The fertilizer gencert database needs to be copied to my computer and a blank database copied for the 2004-2005 registration year.
9. The fee amounts in the livestock brands database needs updating. The new fees became effective October 1<sup>st</sup>.
10. I receive messages that my computer "found new hardware Lexmark International E321" and "you must be a member of the Administrators group on this computer to install this hardware". I started receiving these messages after my hard drive crashed and my printer had to be reinstalled.
11. I can not print from the bottom tray using my Lexmark E321. Before my hard drive crash, I could select to print from tray 1 or 2 (bottom tray).
12. Order a dot matrix printer for printing certificates in office.

Thanks in advance for your prompt attention to these problems.

Cc: Wilma Fitzpatrick  
Lance Hester

*Exhibit 21 -*



11/29/2004 4:02 PM

## Help Request Status Report

WE 11/12/2004

## IT SECTION

Priority	Section/Employee	Received	Problem	Assigned To	Category
1	Ag Compliance-Benny Hitch	24-Jun	Modify seed database (Add column and generate report)	Karen	Programming
1	IT	1-Nov	Quotes for web server & acquire Web Gui	Arnold	Quotes
1	Pat Morgan - Pesticides	28-Sep	Obtain a new applicator list. Use the same format as last years.	Mark	Programming
4	Marilyn Mitchell 7130 - Petroleum Lab	24-Sep	Needs to print labels from her Scale Inspection table (located on her hard drive). Also needs modifications made so she can enter scale inspection data.	Mark	New Program
1	Ag Compliance-Benny Hitch	4-Oct	Quotes (new computers)quote specs sent	Josh	Quotes
1	Animal Industry, Dr. Frazier	16-Aug	Quote - Computer to replace on attached to Test Machine quote specs sent	Josh	Quotes
4	Shelia Durant - Pesticides	4-Oct	Access database problems - "commercial applicator database". Need more info.	Mark	Programming
done	Reba Stabler 7153, General Services	7-Oct	SNAP needs to be added to her PC.	Mark & Karen	Network
2	IT		Setup line printer to print certificates for department. Ordered special parallel boards for server.	Mark	Network
4	Hellestine Beamon-Food and Drug lab	6-Oct	Upgrade memory and replace the monitor. Computer Acquired - being tested.	Arnold	Hardware
1	Randy Fulmer - Heavy Weights and Measures	5-Oct	Requesting 2 DOT MATRIX printers (quote), due to the increase in registrations.	Josh	Quotes
3	Aaron Moore	18-Oct	Cannot get into outlook program. Network line is OK. Checking computer board.	Josh	Hardware
2	Donna Kirk, Vita Jackson-7142	20-Oct	Not able to print "Mixture Report" (official / farmers databases)	Josh	Printing
2	Judy Melton, General Services	20-Oct	having problems with email	Karen	Email
2	Judy Melton, General Services	20-Oct	needs Vehicle Report program put on her computer also still having problems with email	Mark	Setup
4	John Key	22-Oct	can not print adobe files to his printer	Karen	Debugging
4	Sharon Fulmer	1-Nov	can not save calendar changes...receiving error message says file path not valid..checking on error message	Karen	Debugging
done	Christy Rhodes	29-Oct	quote for new laptop and port replicator quotes sent, waiting on vendors		Quotes
3	Mary Catrett	3-Nov	Requesting a quote for a new printer. (Color is not needed)	Josh	Quotes
done	Kathy Smith	5-Oct	The password of retrieving messages on my phone needs to be reset. I am unable to retrieve any messages at this time.	Josh / Mark	Phones
2	Sandra Burk, Rm 212 Pesticides	3-Nov	Print mailing labels for Custom Applicator license renewal notices from her access database on or before Nov 9	Mark	Printing

11/29/2004 4:02 PM

## Help Request Status Report

WE 11/12/2004

## IT SECTION

Priority	Section/Employee	Received	Problem	Assigned To	Category
2	Sandra Burk, Rm 212	3-Nov	Print mailing labels for Restricted Use Dealer license renewal notices from her access database on or before Dec 1.	Mark	Printing
2	Mrs Waites, Rm 204	25-Oct	Add capability to print termite companies that are late for monthly reports. In process program changes need debugging and fixing.	Mark	Programming
done	Lisa Kervin Petroleum Lab	8-Nov	Needing to "run" labels for next year's file drawers. Please let me know how or what to do to get these labels.	Mark	Printing
1	Tomm Johnson, Plant Industries	4-Nov	Files that are sent to me as attachments (particularly pictures and newspaper articles) will not download onto my computer. Any advice?	Karen	Debugging
2	Jeanette Smith, Petroleum	9-Nov	Cannot print to network printer. "User intervention required"	Josh	Printing
3	David Morse	3-Nov	Need program for writing CD's installed to his computer.	Josh	Setup
4	Nick Zorn, Farmer's Market	16-Nov	can not open scale tickets lotus file.....says directory not found	Karen	Network
2	Dona Ledbetter, Livestock Market	10-Nov	not able to connect to email system	Karen	Email
1	Christy Rhodes	16-Nov	need another phone line and phone as well as a network line in her office for Anita Tatum	Josh	Phones
done	Michelle Tab, Petroleum	16-Nov	printer will not print	Karen	Printing
2	Annie Patterson, Petroleum	16-Nov	need database for processing fertilizer monthly reports.....getting an error message says are not authorized to install hardware and she is not trying to	Mark	Programming
2	Annie Patterson, Petroleum	16-Nov	Cobol databases for feed, soybean, wheat and cotton are not working	Mark	Network
2	Annie Patterson, Petroleum	16-Nov	Access databases for feed, wheat, and soybean need to be reinstalled on the vacant computer	Mark	Network
2	Annie Patterson, Petroleum	16-Nov	AGCOM Cobol database and fertilizer Access database needs to be copied to her computer	Mark	Network
done	Wilma Fitzpatrick	16-Nov	can not access files	Karen	Network
done	Rong Wu, Food & Drug	17-Nov	needs to be able to print....also add adobe and a program for her samples	Karen	Setup
1	Nina Sigler, General Services	17-Nov	can not print from snap	Mark	Network
3	Venus Peterson, Investigations	19-Nov	need omniform on 2 back computers/print to her printer. Check licenses. Install.	Karen	Setup
3	Joe Debrow	22-Nov	Install Pesticide label printing program.	Mark	Setup
2	Pat McCain - Plant Industries	22-Nov	Give access permissions to work on the section's databases	Mark	Setup
4	John Key	19-Nov	request to install computer hardware (CD writer)	Josh	Hardware

Arnold

Arnold Leak  
AGI IT Manager  
=====

-----Original Message-----

**From:** Johnson, Tomm

**Sent:** Friday, September 24, 2004 8:26 AM

**To:** Leak, Arnold; 'Rigney, Doug'; 'Absher, Scott'; 'Cofer, Tony'; 'Debrow, Joe'; 'Fitzpatrick, Wilma'; 'Frazier, Tony'; 'Fulmer, Sharon'; 'Gamble, John'; 'Johnson, Tomm'; 'Leak, Arnold'

**Cc:** Price, Josh; Sumrall, Karen; Powell, Mark

**Subject:** RE: Status on Database Recovery Efforts

Arnold:

We haven't printed a certificate since August 11th. Also, we are unable to print labels. Can you offer some type explanation that I can share with businesses that are reliant on these services?

Tomm

Dr. Tomm Johnson  
Alabama Dept of Agriculture

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**From:** Leak, Arnold

**Sent:** Wednesday, September 22, 2004 3:48 PM

**To:** Rigney, Doug; Absher, Scott; Cofer, Tony; Debrow, Joe; Fitzpatrick, Wilma; Frazier, Tony; Fulmer, Sharon; Gamble, John; Johnson, Tomm; Leak, Arnold

**Cc:** Price, Josh; Sumrall, Karen; Powell, Mark

**Subject:** Status on Database Recovery Efforts

We are aware that some sections have been without access to your databases for almost a month now. The server is up and running. We have to redirect the access databases to the new server and to new folders that are being created to hold your databases. As fate would have it, the hurricane set us back some and then Mark had to go to three days of previously scheduled training.

Normally, someone going to training would have little impact on an organization, but because of the way we (IT) had worked over the years, Mark was the only person that knew how to set these databases up. Without Mark, the rest of us had to work on other things until he returned from training. I made the decision to keep on Mark of his training schedule, because it is vitally important to AGI's future IT successes that IT become trained in state-of-the-art skills. The timing wasn't the best for you or for us, but it was necessary in my judgment.

Part of IT's problem has been that much of what Mark has done over the years remains in his mind and is not known to the rest of the IT Section staff. We have identified the need for cross-training and are creating plans to resolve that problem. It will take time to fix. Mark will be back tomorrow (Thursday) and we have placed your Access Databases on top priority. Our goal is to have all of you up and running by Friday, Sept 24.

You have been very patient. We share your anxiety and the pressures that time frames and circumstances have placed upon you. Hold on just a little longer and we'll have you going.

Thanks for working with us!

**Fitzpatrick, Wilma**

**From:** Leak, Arnold **Sent:** Fri 9/24/2004 12:15 PM  
**To:** Johnson, Tomm; Spear, Reida; Absher, Scott; Cofer, Tony; Debrow, Joe; Fitzpatrick, Wilma; Frazier, Tony; Fulmer, Sharon; Gamble, John; Johnson, Tomm; Leak, Arnold  
**Cc:** Price, Josh; Sumrall, Karen; Powell, Mark  
**Subject:** RE: Status on Database Recovery Efforts  
**Attachments:**

Hey, Tomm, Yes, I can explain. The line printer is broken. Several sections use this printer through the network. All of them have been unable to print certificates and other special forms. I just sat down with the IT Staff to talk about everything on our To-Do list and to reset our priorities. It was obvious from that meeting, that the printer is crucial to several AGI sections when it comes to printing certificates. I could go into details about alternatives, but I will simply say that the best thing for us (AGI) to do is to either fix the printer or to buy a new one. Fixing it sounds like the obvious choice, but we have not been able to find a repair shop that will work on it. Buying a new one will cost a minimum of \$15,000 and up to \$25-30,000. My preference is to fix the one we have. I have personally taken this task upon myself - assigned it to me - because the IT Staff is strung out on many other tasks, all of which are pressing to be done.

Now, as for how long it will take, I don't know. My approach is to first call Dataproducts' by phone. That probably won't work, since it was bought out by another manufacturer. I will then do a Google search to see who bought them. Once I have a phone number, I'll call them to see who works on this model printer. Then, I'll call the repair shop to see how quickly we can get them here. We'll go from there. Trying to substitute a smaller, existing printer would work on labels, but not well at all on the certificates for a number of reasons. The efforts we'd use to make the smaller printers work would take time and cause more troubles than we (AGI) now have now with IT issues. From my observations with frustration at both the user level and among IT Staff, we don't need more problems. My opinion is that we should stick with fixing the printer. If I can't get someone here by mid-week next week, I will ask the Commissioner to buy a new printer.

This is a good time to bring up another matter - how we need to work through AGI's IT problems. Tomm, I'm not directing this to you but to all of those on this email's copy-to list.

Before the server went down, IT maintained a priority list of Help Requests. A procedure had been established to send an email or a memo requesting help. Requests were reviewed and priorities set based upon what was most important to AGI. Priority conflicts were resolved by a section manager/supervisors and me. If that didn't work, then Mr. Rigney or the Commissioner could help set or change the priorities. We must get back to that for one very important reason - we're getting out of control on how we address IT problems and we have too few IT employees to do everything quickly.

What happened to AGI's server was no one's fault. The Commissioner has taken bold steps to begin rebuilding IT, but it takes time. In the middle of taking steps to get under control, our server fails and two hurricanes hit. You could call all of those events "Acts of God". Since then, AGI employees have been under great pressures. Add to those pressures the FISCAL year's end, and we start freaking out. The only way to survive such problems is to list and analyze the problems individually, assess what's most important, and to fix each one in priority order. I'm doing that with the IT problems. Our IT employees are working as hard as they can. They are being asked constantly about the progress of the many tasks on their lists, and they are trying to get to all of them. I have asked them to refer such questions and complaints to me. I ask all of you to do the same. We have more things to do than we have staff - some of the things we have to learn about before we can fix them, adding to our stress. Bottom line is that AGI succeeds or fails as a team. So, please help me deal with all of these frustrations by working through the problems with me. Direct your questions and complaints to me, not to the IT Staff. Also understand that they are addressing the to-do list at my direction, so if they aren't working on your project, it's not their fault but mine.

I hope this helps all of you understand that IT is not out of control - we just have a terribly long (and sometimes complex) list of things to do. We understand, too, that all of you are up against dates and times. We're all in it together and we have to work out of it together.

If you have any questions, please come see me, give me a call, or send me an email.

Thanks,

POWER OFF

Lab #	Lot #	Crop	Source	Date Received	1 <sup>st</sup> . Test Date
23147	LA13-0FF1A	Tall Fescue	Blount Co. Co-op	8/6/04	9/22/04
23150	LA13-0-FF1A	Tall Fescue	Dekalb Farmers Co-op	8/6/04	9/22/04
23154	3-526	Tall Fescue	Pennington Seed Cullman	8/6/04	8/27/04
23159	3-713	Tall Fescue	Pennington Seed Cullman	8/6/04	8/27/04
23212	P43-2-52	Tall Fescue	Lauderdale Co. Co-op	8/6/04	8/27/04
23306	3-621	Tall Fescue	AGRI-AFC Decatur	8/19/04	9/3/04
23316	S4355	Tall Fescue	Southern States Cullman	8/19/04	9/3/04
23319	30677GR-D	Tall Fescue	Pennington Seed Cullman	8/19/04	9/3/04
23349	2160B	Tall Fescue	AGRI-AFC	8/19/04	9/3/04
23284	4013	Tall Fescue/Orchardgrass	Pennington Seed Cullman	8/19/04	9/1/04
23303	417	Millet	Faithway Feed Guntersville	8/19/04	9/13/04
23363	P72-3-OG-1	Orchardgrass	AGRI-AFC Decatur	8/19/04	9/2/04
23360	L73-3-34OG	Orchardgrass	AGRI-AFC Decatur	8/19/04	9/2/04
23345	L55-1-DG1	Orchardgrass	Petit Supply Blountsville	8/19/04	9/1/04
23342	DL3-03	Wildlife Mix	Hendricks Farm Center Troy	8/12/04	9/1/04
23244	18896	Chicory Mix	Hendricks Farm Center Troy	8/12/04	9/8/04
23377	WL 340	Green Field Mix	Seed Processors Wetumpka	8/20/04	9/8/04
23378	WL 337	Green Field Mix	Seed Processors Wetumpka	8/20/04	
22922	3366.148	Bluegrass	M.B. Bell Grain Sylvania	7/26/04	8/9/04
23161	K93-98-5-1	Bluegrass	Pennington Seed Cullman	8/6/04	8/30/04
23234	04027-C	Bahiagrass	Clayton Seed Cleaners	8/12/04	8/27/04
23235	04028-C	Bahiagrass	Clayton Seed Cleaners	8/12/04	8/27/04
23239	04 051-C	Bahiagrass	Clayton Seed Cleaners	8/12/04	8/27/04
23240	04050-C	Bahiagrass	Clayton Seed Cleaners	8/12/04	8/27/04
23241	04052	Bahiagrass	Clayton Seed Cleaners	8/12/04	8/27/04
23070	T-9	Bahiagrass	Lamar Ivey Webb, AL	7/30/04	8/16/04
23326	12101	Fescue/Orchardgrass Mix	Universal Seed B-HAM	8/19/04	9/1/04
23160	30707GGR-LR	KY 31 Tall fescue	Pennington Seed Cullman	8/6/04 retest	11/8/04

X

8-25-04

Seemed as if someone went through the reports in John's office  
computer's down again, don't know when maybe Wednesday will be back up  
Had meeting with Murphy, Hester, Hooks about Darby

X

Sept. 3, 2004  
Lance

had meeting upstairs w/

Samples received, Purity worked (Various & Purity)  
Samples Determination - samples put on /  
samples counted out



8-25-04

☐ provides test direction ~~and training~~

for  
Advanced  
Seed ☐

~~person~~

(maybe)

Person would be capable of reviewing  
- close of business (get reports out)

education plan



**TITLE: SENIOR SEED ANALYST****DEFINITION***Advance to AOSA Certification*

This is technical work in performing agricultural seed analysis.

Employees in the class make germination and purity tests and are responsible for the final analysis of the large variety of seed samples received at the laboratory. Work may include training and supervising analysts of lower class. Employees generally plan their work, supplemented by special instructions from the supervisor, in accordance with recognized seed testing procedures. Work is reviewed by periodic checks by a supervisor.

**EXAMPLES OF WORK PERFORMED**

(Any one position may not include all of the duties listed, nor do the examples cover all of the duties which may be performed.)

*New*  
Supervises, directs, and trains analysts of lower rank in basic techniques and the analysis of genetically modified organisms. *Seeds*

*min* ~~Monitors~~ quality assurance/quality control procedures for the seed lab

*ange* ~~Provides~~ training and educational assistance to industry officials on genetically modified activities and regulatory requirements.

~~Assists~~ in the evaluation of alternative methods approved by AOSA to determine the necessary resources for various seed analyses to include new types of analyses.

Performs purity tests on seed samples; separates samples into pure seed, weed seed, other crop seed, and inert matter; computes percentages of each.

Performs germination tests on seed samples using germinating ovens; makes microscopic examination of sprouts for disease, strength, and injuries.

Tests seed with a moisture testing machine to determine the percent of moisture present; operates seed counter, scales, microscope, and seed germination apparatus.

Maintains records of tests performed and prepares reports.

Performs related work as assigned.

**COMPENSABLE FACTORS**

Graduation from a standard high school or GED and considerable experience as a seed analyst in an AOSA member seed lab.

**SPECIAL REQUIREMENT**

Certification as a Certified Seed Analyst in both Germination and Purity by the Association of Official Seed Analysts (AOSA)

**TITLE: SENIOR SEED ANALYST****DEFINITION**

This is technical work in performing agricultural seed analysis.

Employees in the class make germination and purity tests and are responsible for the final analysis of the large variety of seed samples received at the laboratory. Work may include training and supervising analysts of lower class. Employees generally plan their work, supplemented by special instructions from the supervisor, in accordance with recognized seed testing procedures. Work is reviewed by periodic checks by a supervisor.

**EXAMPLES OF WORK PERFORMED** (Any one position may not include all of the duties listed, nor do the examples cover all of the duties which may be performed.)

(<sup>?</sup> Supervises, <sup>other seed analysts</sup> directs, and trains analysts of ~~lower rank~~ in basic techniques and the analysis of genetically modified organisms.

Monitors quality assurance/quality control procedures for the seed lab

Provides training and educational assistance to industry officials on genetically modified activities and regulatory requirements.

Assists in the evaluation of alternative methods approved by AOSA to determine the necessary resources for various seed analyses to include new types of analyses.

Performs purity tests on seed samples; separates samples into pure seed, weed seed, other crop seed, and inert matter; computes percentages of each.

Performs germination tests on seed samples using germinating ovens; makes microscopic examination of sprouts for disease, strength, and injuries.

Tests seed with a moisture testing machine to determine the percent of moisture present; operates seed counter, scales, microscope, and seed germination apparatus.

Maintains records of tests performed and prepares reports.

Performs related work as assigned.

**COMPENSABLE FACTORS**

Graduation from a standard high school or GED <sup>BS in Biological Agriculture</sup> and considerable experience as a seed analyst in an AOSA member seed lab.

**SPECIAL REQUIREMENT**

Certification as a Certified Seed Analyst in both Germination and Purity Association of Official Seed Analysts (AOSA) <sup>or</sup>

<sup>10 years experience as a seed analyst</sup>  
AOSA member seed lab.

<sup>Provide technical direction</sup>  
<sup>And training . . . . .</sup>

- September 14, 2004 - Was told that department would be unable to give us generators to save samples
- September 16, 2004 - Hurricane Ivan so no working through September 20, 2004
- September 20, 2004 - threw trap of samples away because of power-outage; [Marcel 20-35] was down, had to get a new motor
- September 21, 2004 - Database still down; received orders to start doing cards by hand in order to do in & test seeds; asked Arnold Leek about database after receiving several calls from Carl Sanders, & Catherine North. Said that he was going to be in Auburn but would call Josh about it
- Sept. 22, 2004 - Database still down; Called Josh about 1:30 and asked about database and said that he would add us to 3 he was already working on; Mistakes began to happen by doing hand-written cards
- Sept 23, 2004 - was informed by Lane that Jimmy Hagood, Benny Hitch, & others had access to the database if we needed to use theirs; Our system was still down but Mark & Josh came later on that day to get it going.

- June 2, '04 - mentioned how good of a job we were doing [ Ronnie Murphy, Lane Kester, Benny Hitch, Jamie, George ]
- Beginning of Problems
- July 12, 2004 - Lost cotton samples for vigor because power went out over the weekend; had to retest
- July 28, 2004 - computers went down about 1:00 on Wed. and stayed down the rest of the day
- July 29, 2004 - computers shut down again about 4:00 and stayed down most of the day on July 30, 2004
- August 9, 2004 - computers went out again about 3:10 pm
- August 25, 2004 - computers down again, told that maybe Wednesday they will be back up
- September 1, 2004 - computers are still down told that may be back up Friday
- \* Sept. 3, 2004
- September 2, 2004 - computers still down



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

## MEMORANDUM

TO: John Crayton, Program Director  
Seed Laboratory

FROM: Lance Hester, Division Director  
Agricultural Animal Protection

DATE: September 9, 2004

SUBJECT: Report of Manipulated File Cabinet Contents

As you may recall we met on Tuesday, August 31, 2004 to discuss a request for Advanced Seed Analyst. Attendance at the meeting included Lance Hester, John Crayton, Ronnie Murphy, Andrae McMillian and David Hooks.

During the meeting you expressed concerns that recently some files in your office had been apparently "gone through and jumbled up" in one of the file cabinets. I also understood you to say that similar instances had happened in the past.

I need your assistance and direction in how we can best address this type concern. From a practical perspective, I do not know of anything in your files that would be beneficial to anyone. However, from a security aspect I am very concerned if we have unauthorized personnel entering a locked office during none business hours.

Please provide me with any additional information on how you feel this could have occurred and what measures we need to take to assure unauthorized personnel are denied entry.

Thank you for your help and cooperation in this matter.

Cc: Ronnie Murphy



**Kirk, Donna**

**From:** Fulmer, Sharon

**Sent:** Wednesday, September 15, 2004 2:15 PM

**To:** Absher, Scott; Allen, Crystal; Basile, Joseph; Baxley, Jamie; Beamon, Hellestine; Belcher, Amy; Bennett, Elijah; Boggan, Mindy; Broderick, Davida; Brown, Fred; Burgess, Pat; Burk, Sandra; Burton, Shannon; Buxton, Darrell; Canidate, Charlethia; Catrett, Mary; Chappell, Lakesha; Chinakwe, Martha; Cofer, Tony; Collier, Crystal; Cowart, Joe; Crayton, John; Day, Dave; Debrow, Joe; Duke, Barbara; Durant, Sheila; Emerson, James; Fitzpatrick, Wilma; Frazier, Tony; Fulmer, Randy; Fulmer, Sharon; Gamble, John; Gilchrist, Cynthia; Henry, Anne; Hester, Lance; Hitch, Benny; Holley, Jimmy; Hollis, Steadman; Hurst, Angela; Jackson, Peggy; Johnson, Cathy; Johnson, Tomm; Kelly, Barbara; Kennedy, Dyan; Kervin, Lisa; Key, John; Kirk, Donna; Leak, Arnold; Loveday, April; Loveless, Barbara; Mann, Ava; Mason, Patricia; McCain, Pat; McElroy, Roger; McLemore, Harold; Melton, Judy; Miller, James; Mitchell, Marilyn; Mooney, Dynetta; Moore, Aaron; Moore, Gail; Moore, Susan; Morgan, Pat; Morse, David; Mulero, Kelly; Murphy, Ronnie; Paris, George; Patterson, Annie; Peterson, Venus; Powell, Mark; Price, Josh; Rhodes, Christy; Rigney, Doug; Robinson, Daniel; Russell, Robert; Ryals, Gloria; Scott, Venetta; Sigler, Nina; Singleton, Lakesha; Slaten, Terry; Smith, Beverly; Smith, Jeanette; Sparks, Ron; Spear, Marie; Spear, Reida; Stabler, Reba; Summerlin, Shyla; Sumrall, Karen; Surles, Marlana; Tabb, Michelle; Taylor, Travis; Waites, Yvonne; Walker, Donnie; Walker, Joan; Wallace, Dana; Wethington, Pete; Williams, Anne; Williams, Marilyn; Williamson, Joy; Wise, Gail; Wright, Kathy; Zeanah, Joanne; Zorn, Glen; (winchester1962@yahoo.com); Ben Meriwether; Bill Harrison; Bruce McMurtrey; Cathy Finch; Chris Bishop; David Hutto; Dennis Barclift; Dr. Hoerr; Eric Wilson; Ernest Cox; Francene VanSambeek; Frank Waits; Jack Ingram; Jack Reynolds; Joe Dickerson; John Mynard; Labs and Federal Employees; Mastin Watson; Paula Westbrook; Pesticide Lab; Randy Alford; Randy Hamann; Richard Wingard; Russell Thorne; Tami Kelly; Tim Johnson; Vernon Wiggins; Willey Doughty; Ag Statistics; Arnold Leak; Auburn Feed/Fert Lab; Auburn Feed/Fertilizer Lab; David Gonsoulin; Joel Cline; Tammy Watson

**Subject:** Office Closed Tomorrow

**Per Commissioner Sparks, the office due to the impact of Hurricane Ivan. This will be administrative leave. The safety of our employees is of overriding concern.**


**Right now, employees are expected to return to work on Friday unless otherwise notified. Until we know the impact of the hurricane, it is hard to make a decision about Friday. If you are unable to report for work on Friday, notify your supervisor or someone at the office-- if possible. Many may be without power or phone service so it's really a wait and see situation. Keep in mind that no employee is entitled to emergency leave merely because another co-worker, with different circumstances, is granted leave.**

**Should Commissioner Sparks decide that the office will be closed on Friday, these are the ways you will be notified:**

**Local TV Stations - WSFA Channel 12 News - Channel 8 - Channel 32  
Local Radio Stations - WLWI - 104.3 - 103.3**

**, I will leave a message on the phones which can be checked from your home in the following manner:**

**Call 240-7300 which will put you into the Meridian Mail service. Simply put in your mailbox number and follow the instructions for retrieving a message as you would if you were at your desk.**

 You replied on 10/7/2004 3:20 PM.

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**From:** Leak, Arnold **Sent:** Mon 9/20/2004 12:43 PM  
**To:** Rigney, Doug; Absher, Scott; Cofer, Tony; Debrow, Joe; Fitzpatrick, Wilma; Frazier, Tony; Fulmer, Sharon; Gamble, John; Johnson, Tomm; Leak, Arnold  
**Cc:** Price, Josh; Powell, Mark; Sumrall, Karen; Belcher, Amy; Wallace, Dana; Rhodes, Christy; Hester, Lance; Hagood, John; Russell, Robert; Holley, Jimmy; Murphy, Ronnie  
**Subject:** Current Status of Computer Systems at AGI Beard Building  
**Attachments:**

We are trying to catch up to where we were before the hurricane. All but six computers can use email. Most Access databases are operational, and the COBOL programs should be running no later than Wednesday.

Mark came in on Sunday to work on the databases and on the COBOL programs. He was able to recompile the COBOL programs, but he's still having trouble with being able to access the programs from some user locations. We are working on that problem now. Petroleum's COBOL programs are top priority in this area of IT's efforts. Mark and I will try a few ideas on the Petroleum COBOL programs this afternoon. Mark is in training at the Tech Center, here in Montgomery, until Wednesday afternoon. He will stop by this afternoon to compare notes on the things I will try with the Petroleum programs (provided of course, they are still broken). Other than that, Mark will be in training until Wednesday.

Microsoft Access databases are well on the way to being recovered. Those currently working are: Food Safety; Weights & Measures (Heavy); Plant Industries; and Pesticides. There may be one or two others working by time you get this. We are aware that Weights & Measures (Light) is still having problems. There are others as well. Feel free to call to check on any Access databases that have not been specifically mentioned in this email.

All email systems are up and running except for those computers in which we have not been able to schedule a time to work with the users and for two computers in which the Outlook program isn't working properly. Those people with whom we need to schedule a time are Jimmy Holley, Mindy Boggan, Roger McLemore, and Dave Day. The two computer users with "broken" Outlook programs are Angela Hurst and Diane Kennedy. We may have to reinstall the two Outlook programs. If there are any other computers not able to send/receive emails, please let me or Karen Sumrall know. Karen is assigned web site and email support duties for AGI.

For your general information, I am scheduled to be in the Montgomery IT office on Mondays, Wednesdays and Fridays. I am usually in the Auburn office on Tuesday and Thursday.

Thanks!

*Arnold Leak*

**Arnold Leak**

IT Manager

Alabama Department of Agriculture & Industries

334-240-7146 Office - Montgomery

334-844-4987 Office - Auburn

706-518-5225 Cell

Alternate E-Mails: [adleak@charter.net](mailto:adleak@charter.net) [leakarn@vetmed.auburn.edu](mailto:leakarn@vetmed.auburn.edu)



**MEMORANDUM**

TO: Alabama Seed Dealers

FROM: Commissioner Ron Sparks

RE: Day to Day Operations of the Seed Lab

DATE: October 4, 2004

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Recent circumstances, events, and occurrences in the Department of Agriculture and Industries Seed Laboratory have caused great concern to this administration. I want to personally assure you that the uninterrupted stream of commerce within Alabama's seed industry is my paramount concern, and my executive staff and I have taken significant steps to attain this goal.

Assistant Commissioner Doug Rigney, Division Director Lance Hester and I are currently exercising and will continue to exercise more immediate supervision over the operation of the seed laboratory. We will monitor daily and weekly operation of the seed laboratory and move immediately to correct any shortcomings or failures recognized. To this end, any communication with the seed laboratory from this date forward should be directed explicitly to me, Doug Rigney, or Lance Hester so that the appropriate action may be taken.

Again, the goal of this department and more specifically this administration is to serve the most efficient and productive seed industry in this nation. We appreciate your time and cooperation in this matter.

Exhibit 22



## STATE OF ALABAMA

## DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



Ron Sparks  
Commissioner

April 2, 2004

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

## MEMORANDUM

TO : All Program Directors and Unit Managers

FROM : Terry Guy

SUBJECT: **Employee Get Together Wednesdays**

At the request of Commissioner Sparks, the Department will hold an employee get together on the 2<sup>nd</sup> Wednesday from April thru August in the courtyard of the Beard Building. All divisions are encouraged to participate and make this an annual event for the Department of Agriculture. The following is a list of the guidelines and suggestions for use in planning the event:

1. The event must be held during the employees regular lunch hour or at afternoon break 2 - 2:30 (everyone that wants to participate can take their 15 minute break in the courtyard).
2. Assignment for the 2004 "Employee Get Togethers"
  - a. April 14th- Executive Division
  - b. May 12th - Plant and Pesticide Sections/Ag Promotions
  - c. June 9th- Ag Compliance/Seed Lab/Audits & Reports
  - d. July 14th- Food Safety Division/Light weights and Measures
  - e. August 11th- Animal Industry/Heavy Weights and Measures/Meat Inspection
3. Supervisors in charge of designated sections must assign the employees to plan the function, cook/prepare the menu, serve and cleanup.
4. This is not a money making function, you can only charge a fee to cover the costs. We cannot ask for any donations of food or money from businesses or anyone else outside the Department. Any money left after all expenses are paid must be turned in to use in future events.
5. Supervisors must give me a list of the employees chosen to participate one month ahead of their scheduled month.
6. These are suggestions only. Please use your imagination in planning the event. Any tie in with agriculture products that are in season would be great.
  - a. Bacon, lettuce & tomato sandwiches
  - b. Hotdogs
  - c. Homemade Ice cream
  - d. Fresh Fruits (watermelon cutting, strawberries, peaches)
  - e. Hamburgers
  - f. Hand Dipped Ice Cream Sundaes
  - g. Cold Salads/sandwiches

Exhibit 23



## STATE OF ALABAMA

### DEPARTMENT OF AGRICULTURE AND INDUSTRIES

1445 Federal Drive  
Montgomery, Alabama 36107-1123



*Ron Sparks*  
Commissioner

Mailing Address:  
Post Office Box 3336  
Montgomery, AL 36109-0336

## MEMORANDUM

TO: John Crayton, Program Director  
Seed Laboratory

FROM: Lance Hester, Division Director  
Agricultural Animal Protection

DATE: September 9, 2004

SUBJECT: Report of Manipulated File Cabinet Contents

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I need your assistance and direction in how we can best address this type concern. From a practical perspective, I do not know of anything in your files that would be beneficial to anyone. However, from a security aspect I am very concerned if we have unauthorized personnel entering a locked office during none business hours.

Please provide me with any additional information on how you feel this could have occurred and what measures we need to take to assure unauthorized personnel are denied entry.

Thank you for your help and cooperation in this matter.

Cc: Ronnie Murphy

Exhibit 24

EXHIBIT 25  
CD OF A.S.E.A.  
METTING  
MAINTAINED IN  
BINDER IN THE  
CLERK'S OFFICE.

EXHIBITS 26-30  
WERE NOT FILED  
WITH THE CLERK'S  
OFFICE.